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JOURNAL

OF

THE SENATE.

OF THE

STATE OF MISSISSIPPI,

AT THEIR THIRD SESSION,

WHICH COMMENCED THE THIRD OF JANUARY, AND ENDED
THE TWELFTH OF FEBRUARY, 1820.

IN THE

CITY OF NATCHEZ.

BY AUTHORITY.

NATCHEZ: PRINTED BY RICHARD C. LANGDON.

PRINTER TO THE STATE.

1820

JOURNAL OF THE SENATE.

It being the third Session of the General Assembly, began and held at the city of Natchez, on Monday the third day of January 1820, and of the Independence of the United States, the forty-fourth

MONDAY, JANUARY 3, 1820.

Agreeably to the Act fixing the time of the meeting of the General Assembly of the State of Mississippi, the Senate convened, when the following gentlemen, members appeared, and took their seats, viz:

Mr Joseph Johnson, from the Senatorial district of the county of Wilkinson.

Mr. Armstrong Ellis, from the Senatorial District, composed of the counties of Jefferson and Franklin

Mr. Howell W. Runnels, from the Senatorial District, composed of the counties of Lawrence, Covington and Wayne

Messrs. Charles B. Green and White Turpin, from the Senatorial District, of the county of Adams.

Mr. Isaac R. Nicholson, from the Senatorial District, composed of the counties of Greene, Jackson and Hancock.

Mr. David Dickson, from the Senatorial District, composed of the counties of Pike and Marion. The four last named gentlemen having first produced their certificates of their qualifications to office

On motion of Mr. Nicholson, it was

Resolved, that the Senate do now proceed to the election of a President *pro tem pore*, and that Messrs. Nicholson and Green be the tellers, on that occasion; and on counting the ballots it appeared that Mr. Johnson was elected President *pro tempore*.

On motion—ordered, that the Senate do now proceed to the election of a Secretary, and that Messrs. Dickson and Turpin be the tellers on that occasion; and on counting the ballots, it appeared that Felix Hughes was unanimously elected.

On motion,

Ordered that the Senate do now also proceed to the election of a door keeper, and that Messrs. Green and Runnels be the tellers of said election; and on counting the ballots, it appeared that John Lowry was duly elected.

Ordered,

That the Secretary inform the House of Representatives, of the foregoing appointments; and that a quorum of the Senate is met and ready to proceed to business.

A message from the House of Representatives, by Mr. Vandorn, their Clerk.

Mr. President,

I am directed to inform the Senate, that a quorum of the House of Representatives appear; that they have elected Edward Turner Esq. Speaker—Peter A. Vandorn, Clerk, and Samuel Mason, their door keeper, and are ready to proceed to business.

The House of Representatives have on their part appointed Messrs. Watts, Grayson and Dunbar, a Committee. to act with such committee as may be appointed by the Senate, to wait on the Governor, and inform him that the two Houses have convened, and are ready to receive any communications he may be pleased to lay before them, and he then withdrew.

On motion,

Ordered that Mr. Dickson be the committee on the part of the Senate for the above purpose.

Ordered, that the Secretary inform the House of Representatives thereof.

Mr. Dickson from the joint committee appointed to wait on the Governor, having returned,

Reported, that they had performed that office, and that His Excellency would transmit his communications in writing to each branch of the Legislature, at 11 o'clock, A. M. on tomorrow.

Mr. President administered the oath of office to the Secretary.

On motion,

Ordered, that the door keeper be authorised, and instructed to provide fuel for the use of the Senate Chamber.

On motion,

The Senate adjourned until half after 10 o'clock to-morrow morning.

TUESDAY, JANUARY 4, 1820.

The Senate convened—members present as on yesterday.

A message from the House of Representatives by Mr. Van-
born, their Clerk.

Mr. President,

The House of Representatives have adopted a Resolution for the former joint rules for the government of the two Houses of the Legislature—also, a Resolution, that a joint committee be appointed to receive proposals for the public printing, and report thereon, in which Resolutions they request the concurrence of the Senate, and have on their part, appointed Messers Johnson and Watts for said Committee—and he then withdrew.

Mr. Henry D Downs, a member from the Senatorial District, composed of the counties of Warren and Claiborne, appeared and took his seat.

On motion of Mr. Nicholson, the following Resolution was adopted.

Resolved, With the concurrence of the house of representatives, that the two Houses, will, at the hour of one o'clock to-morrow, in the Representative Chamber, proceed to the election of a Sergeant at Arms.

Ordered, That the Secretary inform the House of Representatives, thereof.

On motion of Mr. Runnells, the following Resolution was adopted.

Resolved, That a committee of three be appointed for the purpose of examining into the expediency of memorializing Congress, on the subject of extending a further time of payment to the purchasers of public lands in the State of Mississippi, and that the committee have leave to report by memorial, or otherwise.

Ordered, That Messers Runnells, Nicholson and Downs, be the committee for the above purpose.

On motion of Mr. Dickson,

Resolved, That the Senate concur with the House of Representatives, in the appointment of a joint committee of both

houses, to receive proposals for the public printing, and report thereon.

Ordered, That Mr. Dickson be the committee on the part of the Senate, for the above purpose.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion—*Ordered*, That the following gentlemen be appointed a committee of elections, viz. Messrs Dickson, Ellis and Runnells.

On motion of Mr Green,

Resolved, That the Senate concur with the House of Representatives in their *Resolution* of this day relative to the adoption of the former *joint rules* of both houses, for the government of the Legislature

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The House of Representatives have appointed a joint committee of accounts, consisting of Messrs Liddell, Dunbar, Lea, Montgomery and Davis, (of Amite.)—Also, a joint committee of claims, consisting of Messrs Runnells, Gardner, Winn, Carson and Shipp— and he then withdrew.

On motion of Mr. Nicholson, it was

Resolved, That a committee of enrolled bills, be appointed to act jointly with such committee as may be appointed by the House of Representatives.

Ordered, That Mr. Nicholson be the committee on the part of the Senate

Ordered, That the Secretary inform the House of Representatives thereof.

A message from the House of Representatives by Mr. Vandorn their clerk.

Mr. President,

The House of Representatives have on their part, appointed Messrs Johnson, Jourdan and Davis, of Jefferson, a joint committee on enrolled bills—and he then withdrew.

A Message from His Excellency the Governor, by Mr. Lewis, his private Secretary.

Mr. President,

I am directed to deliver a written communication from the Governor, to the Senate—and he then withdrew.

The communication was accordingly read, and is as follows:—

*Gentlemen of the Senate, and
Gentlemen of the House of Representatives.*

WE have to regret, Fellow-Citizens, that during the past autumn our State, in common with the Southwestern section of the Union, suffered in an unusual degree, from the diseases to which new countries, situated in warm climates, and in a progressive state of improvement, are often subjected.—The frequent and heavy falls of rain during the summer, which caused the streams to overflow, and covered the low lands with water, being succeeded by a drought of uncommon duration, rendered the atmosphere, in consequence of the rapid decay of vegetation, in many places unfriendly to health. As the country, however, was for several years previously becoming annually more healthy, and as the cause that produced the sickness, but rarely happens to the same extent, we have reason to hope that a recurrence of the calamity will not be often experienced.

Early in September last, this city was again visited by the Yellow-Fever. The timely information of its existence by a highly respectable physician, saved many from its fatal effects. A great portion of the inhabitants retired to the country within a few days after the alarm was given. Many, however, could not be prevailed upon to leave their homes; while others exposed themselves to the disease through a sense of duty to their suffering fellow citizens. Whether this destructive malady originated from local causes, or was brought from a distance, is a question concerning which there exists such opposite opinions, deduced from various facts, that in seeking for a preventative by legislative assistance, it would be unsafe to consider either position as positively correct. Enough, however, is known from experience, and from well established facts, to guide us upon this subject.—That in most instances the disease cannot be communicated in the country, or even in villages, situated in the vicinity of cities where it may prevail, tho' a constant intercourse may be kept up by the inhabitants, is a fact not merely founded upon what we have witnessed in this neighborhood, but upon incidents that have occurred almost in every place where yellow fever has made its appearance within the United States. It would seem, therefore, to follow that whether the disease be of local or distant origin, a peculiar state of the air is necessary to render it endemial. The condition of this city during the last summer, in respect to the causes to which an unhealthy state

of the atmosphere is generally attributed, was similar to that of the year eighteen hundred and seventeen, when it was first affected with yellow fever: Banks of earth having been thrown up, and ponds of water created in carrying on the works of improving and graduating the streets. We have reason, therefore to believe, from the circumstance of the disease never having existed here previous to the commencement of these improvements, from the elevated site of the city, and from the facility with which it can be perfectly drained, that a return of this distressing calamity, with due attention, may hereafter be prevented. I feel persuaded, gentlemen, that you will cheerfully grant such additional powers to the constituted authorities of the city as may be deemed useful in accomplishing so desirable an end.

Notwithstanding, fellow-citizens, the calamities of the past season, and the partial pecuniary embarrassments arising from an unexpected depression in the price of the principal production of our soil, yet when we reflect that happiness and prosperity are but relative states, we must acknowledge that our unbounded thankfulness is due to the Ruler of the Universe for the numerous favors dispensed to us. Our country has been restored to health, agriculture has been rewarded with abundance, and industry in the various avocations of life continues to meet with a just remuneration. But among the blessings bestowed, none have a stronger claim to our gratitude than the liberty, safety and tranquillity we enjoy under a system of government which has for its sole object the welfare and prosperity of those from whom it rightfully emanates.

I expected, gentlemen, at your present meeting to have had it in my power to congratulate you upon an acquisition of a part of the territory occupied by our Indian neighbors.—But this desirable object, so intimately connected with the growth and prosperity of the State, has not yet been attained. I feel confident, however, that the Executive Government of the United States, to whom the power upon this subject is committed, entertain correct views of its importance, and that every measure consistent with justice has been and will continue to be pursued to induce the present occupants to dispose of a portion of the country. In the early success of their efforts our interests are deeply involved; the present population being unable, without levying oppressive taxes, to make such

internal improvements as are indispensable to their comfort and convenience, or to afford that encouragement to learning which, in a free State, ought ever to be an object of the first moment.

As the time for which I was elected Chief Magistrate of the State will expire before you enter upon the ordinary business of the session, and as in former communications I solicited the attention of the Legislature to the importance of adopting measures for the promotion of Education, for the improvement of Roads and Highways throughout the State, and for better administration of public justice by the establishment of a Penitentiary, I do not deem it incumbent upon me at present to submit to your consideration any subject of Legislation except such as are requisite to give further efficacy to the existing laws.

The Constitution provides for the election of a Sheriff and one or more Coroners in each county, who are to hold their offices for two years unless sooner removed. The commencement of the term of service is undefined, and no provision is made compelling the person in office to perform the duties until his successor shall be qualified. As the returns of elections do not reach the Executive Department at regular periods, and as delays occasionally happen in the transmission of commissions, it will be necessary in order to guard against embarrassments that may arise from these casualties, to provide a remedy by law.

The act passed at the last session of the General Assembly for the appointment of Senators and Representatives, does not designate a returning officer for the respective Senatorial Districts, which generally consist of more than one county. To remedy this omission, I directed the Sheriffs within the district where senators were elected at the last general election, to make separate returns to the secretary of state, and also to compare the polls, in order to ascertain the members elected. The necessity, however, of amending the laws in this respect, is obvious.

Embarrassments have arisen in enforcing the provisions of the act for regulating the importation of slaves. The duty of the officers directed to collect the tax, is not fully defined, & by an incidental decision of one of the honorable judges of the

supreme court, the tax itself has been declared to be in contravention to the constitution of the United States. To do away all doubt upon this subject, and to carry the main intention of the law more completely into effect, I respectfully suggest to the general assembly, the policy of exercising the power, with which they are invested by the constitution, of preventing unconditionally the importation of slaves, as a merchandize. The evils arising from this odious practice, are constantly, tho' imperceptibly, increasing, and must ultimately result in consequences of a most serious nature, unless the traffic is wholly prohibited.

In the Judiciary System but few defects have been discovered since the last adjournment of the Legislature. The law respecting the qualifications of Jurors, excludes all persons from serving in that capacity, who have been guilty of any offence whatever. As there are offences against the laws, which neither import a want of honesty or of intellect, the propriety of confining the exclusion to such only, as have been guilty of treasonable and felonious crimes, must be evident. Where the penalty attached to an offence is merely a pecuniary fine, the law authorises the defendant to be discharged, upon its appearing to the court that he is unable to pay the amount. It has been represented to me by one of the honorable members of the superior court, that the operations of this provision, not unfrequently defeats the object of public justice. I therefore suggest to the Legislature, the propriety of amending the law, by authorising the court, in such cases, to commute the fine for imprisonment, in proportion to the sum assessed.

The account created between this state, and the late territory of Alabama, in consequence of a provision in the act of Congress for dividing the Mississippi territory, has been adjusted. The principles upon which the settlement was made, are explained in a communication to the Governor of the state of Alabama, upon this subject.

The account for money advanced during the late war, for the use of the United States, amounting to something more than four thousand five hundred dollars has been liquidated and paid.

The quota of arms, to which this state is entitled, for the

present year, by an act of congress, being one hundred and fifty six stands, have been received and deposited with the Quarter Master General. The act, under which the arms were procured, makes provision for the arming and equipping the whole body of the militia of the United States, and appropriates for that purpose the annual sum of two hundred thousand dollars. It also directs that the arms shall be apportioned among the several states and territories, according to the number of effective militia in each; and that they are to be distributed to the militia under such rules & regulations as shall be by law prescribed by the legislature of each state and territory. It therefore devolves upon the General Assembly to adopt the necessary measures to carry into effect the object of this law, passed by the national legislature.

In conformity to a provision of the constitution of the United States, it will be incumbent upon the legislature to provide at the present session, for the election of Electors of the State, to vote for a President and Vice-President of the United States.

As all the returns from the assessors and collectors have not as yet been received by the accounting officers, we are unable to state precisely, the amount of the revenue for the last year. It appears, however from the returns that have been made, and from an estimate which is presumed to be correct, that the gross amount will not fall short of fifty eight thousand dollars. The receipts into the Treasury, from the 1st day of January, 1819, to the 31st day of December last, amounted to upwards of forty five thousand dollars, including the sum received from the United States, and the disbursements for the same period, amounted to upwards of thirty nine thousand dollars, including the loan to Jefferson College, and the interest upon the debt of twenty thousand dollars due to the Bank of the State. Under the present rate of taxation, the revenue of the state, exclusive of the expences of collection, may be calculated at fifty thousand dollars; and unless the expences of the government are encreased, the disbursements will not exceed forty thousand dollars; so that the debt due to the bank can be discharged in two annual payments without embarrassing the fiscal concerns of the state. The cash in the treasury, on the 31st day of December last, amounted to eighteen thousand three hundred and ninety one dollars; and the amount of revenue assessed for last year, which remains unpaid, is estimated at twenty six thousand dollars. Of

the twenty thousand dollars, borrowed of the bank, five thousand were invested in bank stock, upon which the state received, previous to the 31st day of December last, two dividends, amounting to five hundred and fifty dollars.

The success, fellow citizens, that has thus far attended the politic institutions established by the people of the United States, must be a source of grateful contemplation to all who justly appreciate the blessings of liberty. By adverting to the primordial principles upon which the government of the United States, and the governments of the several states, are founded, we can readily discover, that so long as these principles are held sacred, and maintained in the spirit in which they were adopted, that national independence, state sovereignty, and civil liberty, can never be endangered. It is true that our extensive country presents a variety of interests, each section possessing advantages that invite to different pursuits; but as the government of the union may be considered in the light of a compact entered into by the several states, wherein reciprocal concessions are recognised, these several interests can never be the cause of important confliotions, while the federal constitution, the charter that binds us together, shall be faithfully regarded by those in whom the people confide, and while encroachments upon powers not granted are cautiously avoided. In the intelligence of the American citizens, in their attachment to the union which constitutes us a nation, happy at home, and respectable abroad, we have a sure pledge, that no measures materially affecting one portion of the community, for the peculiar advantage or gratification of another, will ever be adopted.

In closing this communication, fellow-citizens, I should repress a sensibility which the occasion excites, were I to refrain from offering to the people of the state, and to their representatives with whom I have participated in the management of public affairs, my grateful acknowledgements for the honors they have conferred upon me, for the confidence they have reposed in me, for the support I have uniformly received in the performance of official duties, and for the generous and indulgent spirit in which my conduct has been generally viewed. It cannot be expected that I have discharged the duties assigned to a station of much responsibility, through a long period of public service, embracing a series of incidents, calculated to create embarrassment, without

committing errors. Whatever may have been the importance of these errors to the community, I feel conscious that my conduct has been governed by an ardent desire to cherish the sacred principles of liberty, which form the bases of the political institutions under which we live, and to advance, so far as depended upon my agency, the happiness, prosperity and welfare of the people whose interests were committed to my care and discretion.

DAVID HOLMES.

Natchez, 4th January, 1820.

On motion of Mr. Dickson,

Ordered, That the Secretary be instructed to have forty copies of the Governor's Communication printed for the use of the Senate.

On motion,

Ordered, That Messrs. Runnells, Green and Ellis, be on the part of the senate, a joint committee of accounts; and that Messrs. Turpins, Ellis and Dickson, be a joint Committee of Claims.

Ordered, That the Secretary inform the House of Representatives thereof.

A Message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

I am directed to inform the Senate that the returns of the last General Election for Governor and Lieutenant Governor, have been received by the Speaker of the House of Representatives, and that at the House of Representatives are now ready to receive the Senate in the Representative Chamber for the purpose of opening and publishing the same—

And he then withdrew.

On motion,

The Senate repaired to the Representative Chamber, and having taken the seats allotted to them, the President of the Senate, and the Speaker of the House of Representatives,

proceeded to the opening of the same, when the following returns were given:

	POINDEXTER.		HINDS.		BURNETT.		PATTON.
County of <i>Warren</i>	83	-	127	-	198	-	6
<i>Clairborne,</i>	254	-	107	-	337	-	30
<i>Jefferson,</i>	65	-	290	-	267	-	57
<i>Adams,</i>	286	-	283	-	520	-	38
<i>Wilkinson,</i>	304	-	101	-	94	-	270
<i>Amite,</i>	134	-	365	-	156	-	298
<i>Franklin,</i>	136	-	112	-	122	-	115
<i>Lawrence,</i>	355	-	22	-	2	-	373
<i>Pike,</i>	203	-	33	-	3	-	229
<i>Marion,</i>	222	-	24	-	1	-	246
<i>Hancock,</i>	1	-	103	-	0	-	103
<i>Jackson,</i>	86	-	19	-	35	-	64
<i>Wayne,</i>	177	-	94	-	118	-	151
<i>Covington,</i>	99	-	0	-	6	-	89
<i>Green,</i>	316	-	22	-	18	-	316
<i>Total,</i>	2721		1702		1877		2385

Whence it appeared that Mr. *George Poindester* was duly elected Governor, and Mr. *James Patton*, Lieutenant Governor of the state of Mississippi.

The Senate then withdrew to their chamber.

A Message.

Mr. President,

The House of Representatives have appointed a committee, consisting of Messrs. Watts, Grayson and Cooper, to act with such committee as may be appointed by the Senate, to wait on the Governor elect, and inform him of his appointment. They have also appointed a committee, consisting of Messrs. Watts, Grayson and Cooper, to act with such committee as may be appointed by the Senate to wait on James Patton, and inform him that upon counting the votes from the several counties in this state, it was found that the said James Patton has been elected Lieutenant Governor of this state.

And he then withdrew.

On motion,

Ordered, That Mr. Nicholson be the committee on the part of the Senate, to wait on the Governor ; and that Mr. Green be the Committee to wait on the Lieutenant Governor, for the above purpose.

Ordered, That the Secretary inform the House of Representatives thereof.

Mr. Green, from the joint committee appointed to wait on the Lieutenant Governor, having returned, reported that they performed that duty, and that Mr. Patton would immediately attend to be qualified, and take his seat in the Senate.

The Lieutenant Governor accordingly appeared, took the oath prescribed by the constitution, and took his seat as President of the Senate.

Mr. Nicholson, from the joint committee appointed to wait on the Governor, returned and reported, that they performed that office, and received for answer that the Governor would on to-morrow meet both houses in the Representative Chamber, at 11 o'clock, A. M. and take the oath of office.

On motion of Mr. Dickson,

The Senate adjourned until ten o'clock to-morrow morning.

WEDNESDAY, JANUARY 5, 1820.

The Senate convened—members present as yesterday.

A communication from his Excellency Governor Holmes, with sundry documents, was presented to Mr President, and read.

On motion of Mr Runnells,

Ordered, That the said communication with the accompanying documents lie on the table.

On motion of Mr. Dickson,

Resolved, That with the concurrence of the House of Representatives, a committee be appointed to join such committee as may be appointed on their part, to prepare and report an appropriate Address to His Excellency David Holmes, expressive of the high regard which the General Assembly entertain for his long and faithful services.

Ordered, That Messrs. Dickson and Ellis be the committee on the part of the Senate.

Ordered, That the Secretary inform the House of Representatives thereof.

A Message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The House of Representatives are now ready to receive the Senate in the Representative Chamber, for the purpose of receiving the governor elect, and administering to him the oaths of office. And then he withdrew.

The Senate accordingly repaired to the Representative Chamber, and having taken their seats, Mr. George Poindexter appeared, and having made the following Address to both houses, took the oath of office as prescribed by the constitution, administered to him by E. Turner Esquire, & then withdrew:—And the Senate returned to their chamber,

*Fellow-Citizens of the Senate,
and of the House of Representatives,*

I seize the occasion which brings me before you, the immediate representatives of the people of this state, to return my sincere acknowledgments, for the high and dignified station with which I have been honored, by their free and unbiased suffrages. This evidence, of their confidence and regard, appeals more forcibly to my sensibility and gratitude, as it conveys to my mind the additional consolation, that my efforts to promote the general welfare, & the local interests of my constituents, in the various public trusts which have been conferred on me, have met their approbation. There can be nothing more dear to the heart of a patriot than the prosperity, the honor, and glory of his country; and no reward for sacrifices incurred in the discharge of duties necessary to the attainment of these great objects, more precious than the smiles of an approving conscience, and the unbought plaudits of an enlightened people. To merit the former, is the full measure of my ambition; and to receive the latter, is a solace which consummates all my wishes, and richly compensates for all my labors in the service of my fellow citizens. In entering upon the executive office of this state, it is not my intention to introduce any *specific* topic, falling within the scope of your legislative deliberations. Such is not the purpose of the present address; nor could I, by any lights which I possess, brighten the picture of our internal affairs, which has been already exhibited to you in the very able and elaborate message of my worthy and distinguished predecessor, whose long experience, and clear, discriminating mind, have enabled him to discern the rocks and shoals which beset our political barque, and point to the haven of repose and security; and who

now voluntarily retires from the helm of state, with the gratitude and affection of his constituents, for services, alike honorable to himself and useful to his country.

Our constitution has wisely confined the power of this department, within specified and defined limits, comprehending little more than a participation in legislation, and the right to extend pardon to unfortunate offenders against the penal laws of the state. So far as the execution of these powers, and all others, incident to this branch of the government, may depend on my discretion, it shall be invariably exercised, according to my best judgment, with firmness and impartiality; discarding every consideration not founded in a sincere desire to advance the public good. During the short period of our existence, as an independent member of the union, much has been done to provide a code of laws, adapted to the wants and circumstances of the community; and yet we have many important subjects to engage the attention, and call forth the wisdom of the legislature, in perfecting statutes which may be found defective in their practical operation, and in the addition of such new regulations as are necessary to give efficiency and stability to our entire system of jurisprudence. In the speedy and impartial administration of justice, by courts properly constituted and appointed, every man must feel a deep and permanent interest. On this link in the chain of the constitution, depend the life, liberty, property, and reputation of the citizen; and the redress of all the complicated wrongs and injuries, which can be inflicted by those who are regardless of social obligations, on the rights and immunities of their fellow men. I cannot, therefore, too earnestly press upon your attention, the necessity of a well digested, judicial system, profiting by the experience of other states, which have gone before us in the path of legislation, and furnishing examples of virtue and science, worthy of the enlightened age and country in which we live. Nor can I pass in silence, the interesting duty which is emphatically paramount to all others, of affording encouragement and protection to seminaries of learning, within the state. Placed, by the hand of a kind and overruling Providence, in a hemisphere abounding in all the fruits of the earth, and in every variety of climate and soil, suited to the growth and culture of all the necessities, and even the luxuries of life, we shall deserve the censure of future generations, and the frowns of a just God, if we use not the means in our power, to enlighten our off-

spring, and teach them to estimate the blessings which they inherit from their ancestors. Before the august and overwhelming tribunal of a nation of freemen, whose minds have been reared and nurtured into full maturity, under the benign influence of institutions, recognising the unrestrained toleration of religious and political opinions, and embracing the wide range of human rights, limited only by the condition of society; tyranny and bigotry stand appalled, and sink beneath the weight of reason, unfettered by the humiliating chains of ignorance and superstition. Our forms of government rest on the virtue and intelligence of the people at large, without which they will tumble into one general heap of irretrievable ruins.

To avert an evil so portentous, and fatal in its consequences, and to support the fair fabric of liberty and independence, which have been achieved by the valor and patriotism of our fathers, let us move with determination and promptitude, in a judicious and prudent application of the endowments afforded by the beneficent hand of the general government, for the use of schools to the accomplishment of the humane and benevolent end, for which they were intended.

The organization and discipline of the militia, also claim particular notice. This portion of the national force, has been justly considered the bulwark of our defence and safety. An armed nation is always prepared to repel external aggression, and suppress internal resistance to the laws and constituted authorities; and we are taught, by the history of other countries, the salutary lesson, that in proportion to the want of martial spirit among the great body of the people, standing armies have risen; and as the one recedes, the other advances, until all resistance to a mercenary soldiery becomes unavailing, and the empire of liberty is surrendered to the despotic sway of some daring usurper. A people, jealous of their rights, ought always to be prepared to assert and defend them; and it becomes us, as one of the great confederation, constituting this republic, by efficient laws, rigidly enforced, to be ready, in every crisis of national peril and emergency, to set forth the physical strength of the state, armed and equipped for the service which may be required of them by their country.

To these general subjects of legislation may be added that of internal improvements. The numerous navigable rivers, which flow through this state, emptying into the gulf of Mexico, might, at an expence, bearing no proportion

Resolved—That the appointment of William Burns, by to the advantages which would accrue from the measure, be opened for the transportation of our bulky articles of agriculture, and lumber, at almost all seasons of the year;— which, besides the facilities afforded to the agriculturists, would also invite commercial enterprise, into the interior of the state, and by a reciprocal interchange of commodities, promote the comfort and convenience of those who reside at a remote distance from the seaboard, and greatly augment the price of lands, hitherto deemed of sufficient value to command the moderate sum, at which they are offered by the government of the United States. To enable us the more readily to effect these objects, an appeal to the liberality of congress, representing the advantages which would accrue in the disposal of the public lands in these waters, is suggested, under the belief that it would result in the grant of a portion of the lands, for a purpose which would contribute so materially to hasten the sale of the residue, now waste and uncultivated. Your attention has already been drawn to the unsuccessful efforts which have been made by the commissioners appointed to treat with the Chactaw tribe of Indians, for an extinguishment of their title to lands lying within the limits of this state. This subject, on which depends the progressive augmentation of our strength and resources, deserves the most serious consideration, and I doubt not will receive our undivided exertions. It is a remarkable fact, that in every other part of the U. States, bordering on the territory of Indian tribes, no difficulty has been experienced, in purchasing for a small consideration, their right of possession to lands which have become useless to them for hunting purposes. Such is the condition of the country, which we desire to obtain of the Chactaw tribe of Indians. They have abandoned their accustomed pursuit of game east of the Mississippi; their hunters annually visit the vast wilderness west of that river, establish villages there, and exercise all the privileges in that quarter on the territory of the United States, which they might lawfully do, within the limits prescribed to them by existing treaties; and yet they refuse a fair equivalent for a tract of country, which they hold to the great detriment of this state, and the obstruction and annoyance of the constant intercourse, which is carried on between the western states and the city of New Orleans, without the slightest suggestion, that it is essential to them for any purpose

comport with strict and impartial justice, and a proper respect for our own rights, that the United States should seek indemnity for the trespass committed by these Indians west of the Mississippi; and either bring them to a sense of reason, by the offer of a fair and equitable exchange of territory, or to prescribe to them such limits, east of the Mississippi, as will amount to a suitable indemnification. — It affords me great pleasure to assure you, that the executive branch of the general government, sympathize with our feelings and solicitude in relation to this measure, and that every power, properly belonging to that department, will be exerted to effect the object.

Fellow-citizens, in closing this hasty and imperfect address, permit me to hope that the utmost harmony and cordiality will characterize your deliberations during your present session. On all questions of a local nature, we should exercise towards each other the most liberal sentiments of toleration and forbearance. If any man among us be disposed to throw the apple of discord, and arouse sectional feelings and divisions in this assembly, that man is an enemy to this state. Let us act for the whole people whose best interests are confided to us, as one family, having equal claims to a participation in the benefits, and bound to bear an equal portion of the burden, resulting from the administration of the government. For the integrity with which I shall endeavor to discharge the high and responsible duties of the office conferred on me, I now proceed to give the solemn assurances required by the constitution, appealing to heaven for the purity of my intentions, and to the liberal indulgence so often experienced from my fellow-citizens, for errors from which no human tribunal is exempt.

GEORGE POINDEXTER.

Natchez, January 5, 1820.

Mr. Dickson gave notice that he would, on Saturday next, ask leave to bring in a bill, to incorporate the town of Holmesville, in the county of Pike.

Mr. William Burns engaged as enrolling clerk.

On motion, the senate adjourned until ten o'clock to-morrow morning.

THURSDAY, JANUARY 6, 1820.

The senate convened. Members present, Messrs. Dickson, Downes, Ellis, Green, Johnson, Nicholson, Runnells, and Turpin.

On the motion of Mr. Dickson, it was

the secretary, as enrolling clerk to the senate, be confirmed.

On motion of Mr. Dickson,

Ordered, that the secretary be instructed to furnish the house with forty copies of the inaugural address of his excellency George Poindexter, and that he also furnish stationary, for the use of the senate.

A communication from Peter Isler, announcing himself an applicant for the office of public printer, was received and read.

On motion, ordered, that the said communication be referred to the joint committee appointed to receive proposals for the public printing.

Mr. Dickson gave notice, that he would on Monday next, ask leave to bring in a bill to incorporate "The Liberty Library Debating Society, in the county of Amite."

Mr. Nicolson, from the committee appointed to prepare and report a memorial to the congress of the United States, relative to the "Purchase of Public Lands," presented the same, which was read the first time.

On motion,

Resolved—That the said memorial be now read the second time.

On motion,

Ordered, that the said memorial be referred to a committee of the whole house on to-morrow.

On motion, ordered, that Mr. Green be excused for his absence on yesterday.

On motion, the senate adjourned until ten o'clock on to-morrow morning.

FRIDAY, JANUARY 7, 1820.

The senate convened. Members present, Messrs. Dickson, Downs, Ellis, Nicholson, Runnells, and Turpin.

Mr. Dickson gave notice, that he would on Tuesday next, ask leave to bring in a bill to divide the county of Pike into election districts.

Mr. Johnson appeared and took his seat. Agreeably to order, the senate, resolved itself into a committee of the whole, on the memorial to congress, relative to the to the purchasers of public lands, Mr. Downs in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Downs reported, that agreeably to or-

whatever. Under these circumstances, it would seem to der, the committee of the whole had the said memorial under consideration, and have amended the same.

On motion of Mr. Downs, ordered, that the said report be received and agreed to.

Ordered, that the said memorial be engrossed, and read the third time to-day.

Mr. Green appeared and took his seat.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr President, the house of representatives have passed a resolution for a joint committee to be appointed to revise, amend and consolidate the several militia laws of this state; in which resolution they desire the concurrence of the senate. They have on their part appointed Messrs. Watts, Cleveland, Gibson, Scott, and Runnells, for said committee, and he then withdrew.

On motion,

Resolved—That the senate concur with the house of representatives in the said resolution, and that Messrs. Dickson and Johnson be the committee on the part of the senate, for the above purpose.

Ordered, that the secretary inform the house of representatives thereof.

Mr. Dickson, from the joint committee appointed to receive proposals for the public printing, reported, that they have received proposals for the same from Andrew Marchalk, Peter Isler, and Richard C. Langdon, which they now beg leave to lay before the senate.

On motion, ordered, that the said report be received.

On motion, ordered, that the said report do lie on the table.

On motion of Mr. Green, the following resolution was adopted:

Resolved—That so much of the late governor's message as relates to the appointment of electors for the state, to vote for a president and vice-president of the United States, be referred to a select committee, and that they report by bill or otherwise.

Ordered, that Messrs. Green and Runnells be the committee for said purpose.

Agreeably to order, the engrossed memorial to congress, relative to the purchasers of public lands, was read the third time and passed.

Ordered, that the secretary inform the house of representatives thereof, and request their concurrence to the same.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President, the house of representatives have given leave to bring in a bill to amend the several acts, regulating taverns and retailing spirituous liquors. They have adopted a resolution, to go into the election of a secretary of state, auditor of public accounts, and treasurer of state—in which resolution they request the concurrence of the senate. They have concurred in the resolution from the senate, to proceed to the election of a public printer.

They have also concurred in the memorial from the senate to congress, relative to the purchasers of public lands, and he then withdrew.

On motion of Mr. Downs,

Resolved by the senate that a committee of one member be appointed, to act jointly with such committee as may be appointed by the house of representatives, for the purpose of informing the governor of the appointments of officers of government made by the two houses at their present session. Ordered, that Mr. Downs be the committee on the part of the senate for the above purpose.

Ordered, that the secretary inform the house of representatives thereof.

On motion, the senate adjourned until ten o'clock to-morrow morning.

SATURDAY, JANUARY 8, 1820.

The senate convened. Members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, and Runnells.

Mr. Turpin appeared and took his seat.

Mr. Nicholson presented a petition from sundry citizens of Green county, praying that a new trial be granted to Edmund Merrit, in a certain case specified in said petition.

On motion of Mr. Nicholson,

Ordered, that the said petition be referred to a select committee of two members, to report thereon by bill or otherwise.

Ordered, that Messrs. Nicholson and Runnells be the committee for the purpose.

Mr. Green gave notice that on Monday next, he would

would move for leave to bring in a bill, authorising justices of the quorum to join persons in marriage, and to legalize certain marriages.

On motion of Mr. Johnson, it was.

Resolved.—That a committee of three members be appointed to prepare and report an appropriate address to David Holmes, esq. late governor of this state, expressive of the high sense which the senate entertain for his public services, whilst discharging the important duties of chief magistrate of this state.

Ordered, that Messrs. Johnson, Nicholson and Turpin, be the committee for the above purpose.

Agreeably to notice given, Mr. Dickson moved for and obtained leave to bring in a bill, to incorporate the town of Holmesville, in Pike county, and he presented the same, which was read the first time.

Ordered, that the secretary inform the house of representatives thereof.

On motion, ordered, that the said bill be read the second time on Monday next.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President, the house of representatives have passed a resolution, in relation to conflicting British titles to lands in this state; in which resolution they desire the concurrence of the senate—and he then withdrew.

The said resolution was read the first time.

On motion of Mr. Johnson,

Resolved.—That the rule in such cases be now dispensed with, and the said resolution be read again the second and third time.

And the same was read accordingly.

On the question being taken, it was

Resolved.—That the said resolution do pass.

Ordered, that the secretary inform the house of representatives thereof.

On motion of Mr. Dickson,

Ordered, that the further consideration of the resolution from the house of representatives, in relation to the election of a secretary of state, treasurer and auditor of public accounts, be postponed until Thursday next.

Mr. Green gave notice that he would on Monday next, ask leave to bring in a bill, authorising a special term of

the superior court of law and equity, to be holden for the county of Adam.

On motion of Mr. Ellis, the following resolution was adopted.

Resolved that, with the concurrence of the house of representatives, the committee appointed to receive proposals for the public printing, do examine the different propositions received, and report to their respective houses their opinion.

Ordered, that the secretary inform the house of representatives thereof.

On motion of Mr. Nicholson, ordered, that the committee on enrolled bills, have leave to sit during the sitting of the house.

On motion of Mr. Dickson,

Resolved—That a committee of two members be appointed, to prepare and report a bill, authorising a lottery, for the purpose of raising a fund for the improvement of the great market road, leading from Holmesville, in Pike county, to Cayington, in Louisiana.

Ordered, that Messrs. Dickson and Runnells be the committee for the above purpose.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President, the house of representatives have concurred in the resolution from the senate, that the joint committee appointed to receive proposals for the public printing, do examine the different propositions, and report to their respective houses their opinion. They have also concurred in the resolution from the senate, appointing a joint committee for the purpose of informing the governor of the appointment of officers of government, at their present session, and have on their part appointed Messrs. Dickson and Lea for the purpose—and he then withdrew.

Mr. Nicholson, from the committee on enrolled bills, reported, that they examined four enrolled copies of the memorial to congress, relative to purchasers of public lands, and found the same correctly enrolled.

On motion of Mr. Nicholson.

Resolved, That the President of the Senate and the Speaker of the House of Representatives, be requested to forward one copy of said memorial to the President of the Senate of the United States; one to the Speaker of the House of Re-

representatives; one to our Senators jointly; and one to our Representative in Congress.

Mr. Nicholson from the committee on enrolled bills, reported, that they examined a resolution in relation to conflicting titles of British Claims, and find the same correctly enrolled.

On motion,

The Senate adjourned until 10 o'clock, on Monday next.

MONDAY, JANUARY 10th, 1820.

The Senate convened.

Members present, Messrs. Dickson, Ellis, Green, Johnson, Nicholson, Runnells and Turpin.

Mr. Nicholson from the committee, appointed for the purpose, reported a bill for the relief of Edmund Meritt, which was read the first time.

On motion,

Ordered, That the said bill be read the second time tomorrow.

Agreeably to notice given, Mr. Green moved for, and obtained leave to bring in a bill authorising a Special term of the Superior Court of Law and Equity to be holden in, and for the county of Adams, which was presented and read the first time.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Green,

Resolved, That the rule be dispensed with, and the said bill be now read the second time.

On motion,

Ordered, That the said bill be engrossed and read the third time to day.

Mr. Dickson agreeably to notice given, moved for and obtained leave to bring in a bill to incorporate the Liberty Library Debating Society in Amite County, and presented the same, which was read the first time.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion,

Ordered, That the said bill be read the second time tomorrow.

Agreeably to order, the bill to incorporate the town of Holmesville in Pike County, was read the second time.

On motion of Mr. Dickson,

Ordered. That the said bill be forthwith referred to a committee of the whole house.

The Senate accordingly resolved itself into a committee of the whole on said bill, Mr. Green in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Green reported that the committee of the whole have had under consideration the bill to incorporate the town of Holmesville, in Pike County, and have amended the same.

On motion of Mr. Green,

Ordered, That the said report be received and agreed to.

Ordered That the said bill as amended be engrossed and read the third time to-morrow.

Agreeably to notice given, Mr. Green moved for, and obtained leave to bring in a bill to authorise Justices of the Quorum to join persons in Marriage, and to legalize certain Marriages, and he presented the same, which was read the first time.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion,

Ordered, That the said bill be referred to a committee of the whole house forthwith.

The Senate accordingly resolved itself into a committee of the whole on said bill, Mr. Dickson in the chair, and after sometime spent therein, Mr. President resumed the chair, & Mr. Dickson reported, that the committee of the whole have had under consideration the bill to authorise Justices of the Quorum to join persons in marriage, and legalize certain marriages, and have made some progress therein, and beg leave to sit again.

On motion,

Ordered, That the said report be received and agreed to.

A message from the House of Representatives, by Mr. Vandora, their Clerk.

Mr. President,

The House of Representatives have added on their part Mr. Willis to the joint committee, to revise, amend and consolidate the Militia laws of this State:—

And he then withdrew.

On motion of Mr. Dickson,

Resolved, With the concurrence of the House of Representatives, that a joint committee be appointed for the purpose of revising the several stray laws of this State.

Ordered, That Mr. Dickson be the committee on the part of the Senate for said purpose.

Ordered, That the Secretary inform the House of Representatives thereof.

On motion of Mr. Johnson,

Resolved, That the standing hour to which this House shall be adjourned during the present session shall be ten o'clock in the forenoon

The further orders of the day were postponed until to-morrow.

On motion,

The Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, JANUARY 11th, 1820.

The Senate convened.

Members present Messrs. Dickson, Downs, Ellis, Johnson, Nicholson and Turpin.

Mr. Runnells appeared and took his seat.

On motion of Mr. Runnells,

Ordered, That Mr. Downs be excused for his absence on yesterday

Mr. Green appeared and took his seat.

On motion,

The engrossed bill, authorising the holding of a Special Court of law and equity in the county of Adams, was read the third time and passed.

Resolved, That the title thereof be, "An Act authorising a Special Term of the Superior Court of Law and Equity to be holden in and for the County of Adams."

Ordered, that the Secretary inform the House of Representatives thereof, and desire their concurrence to the same.

Agreeably to order, the Senate again resolved itself into a committee of the whole on the bill authorising Justices of the Quorum to join persons in marriage, and legalise certain marriages, Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair and Mr. Dickson

Reported, That the committee of the whole have had under consideration the bill authorising Justices of the Quorum to join persons in marriage, and have made progress therein, and ask leave to sit again.

On motion,

Resolved, That the said report be received and agreed to.

A message from the House of Representatives by Mr. Vandorn, their Clerk.

Mr. President,

The House of Representatives have given leave to bring in a bill entitled, "An Act to take the census of the state of Mississippi." They have adopted a Resolution for the purchase of Robinson's Map of the Mexican Provinces, &c in which resolution they desire the concurrence of the senate; they have also added Mr. Montgomery to the joint committee, appointed to revise, amend, and consolidate the militia laws of the state, and he then withdrew. The above mentioned resolution was read the first time.

On motion of Mr. Downs,

Resolved, that the rule be dispensed with, and the said resolution be now read the second time.

On motion,

Ordered, that the said resolution be read the third time on to-morrow.

Agreeably to order, the engrossed bill to incorporate the town of Holmesville, in Pike county, was read the third time and passed, and

Resolved, that the title thereof be, "An act to incorporate the town of Holmesville, in Pike county."

Ordered, that the Secretary inform the house of representatives thereof, and desire their concurrence to the same.

Agreeably to order, the bill to incorporate the Liberty Debating Library Society, in Amite county, was read the second time.

On motion of Mr. Dickson,

Ordered, that the said bill be engrossed, and read the third time to-morrow.

Agreeably to order, the bill for the relief of Edmund Merritt, was read the second time.

On motion of Mr. Nicholson,

Ordered, That the said bill be engrossed and read the third time to-morrow.

A message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The House of Representatives have given leave to bring in a bill, entitled "an act directing the mode of choosing electors to vote for President and Vice President of the United States." The House of Representatives have disagreed to the resolu-

tion from the senate, to appoint a joint committee to revise & amend the several stray laws of this state,

And he then withdrew.

Agreeably to notice given, Mr. Dickson moved for and obtained leave to bring in a bill to divide the county of Pike into election districts, which he presented, and it was read the first time.

Ordered, That the Secretary inform the House of Representatives thereof.

Ordered, That the said bill be read the second time to-morrow.

On motion,

The Senate adjourned until ten o'clock to-morrow.

WEDNESDAY, JANUARY, 12TH 1820.

The senate convened—members present, Messrs, Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells and Turpin.

A message from the house of representatives, by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have passed a "Resolution, in relation to the Bank of the State of Mississippi," in which they desire the concurrence of the senate, and have on their part appointed, Messrs Winston, Liddell, Willis, Watts and Winn, and he then withdrew.

The said resolution was read the first time.

On motion of Mr. Runnells,

Resolved, that the rule be dispensed with, and the said resolution be now read the second time.

On motion of Mr. Runnells

Resolved, that the said resolution be committed to a committee of the whole house to-morrow.

Mr. Dickson from the joint committee appointed in relation to the public printing, made a report which was received, and ordered to lie on the table.

Agreeably to order, the engrossed bill to incorporate the "Liberty debating library society, in the county of Amite," was read the third time, and resolved that the same pass.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Agreeably to order, the engrossed bill for the relief of Edmund Merit, was read the third time, and on the question

being taken, shall the said bill pass? It was resolved in the negative, yeas 2, nays 6. The yeas and nays being called for, those who voted in the affirmative were Messrs. Nicholson and Runnells; those who voted in the negative were Messrs. Dickson, Downs, Ellis, Green, Johnson and Turpin—so the bill was rejected.

Agreeably to order, the senate again resolved itself into a committee of the whole on the bill to authorise justices of the quorum, to join persons in marriage, and legalize certain marriages, Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported that they have had the bill authorising Justices of the quorum to join persons in marriage, and to legalize certain marriages under consideration, and have made sundry amendments, and now present the said bill, with the amendments.

On motion,

Ordered, that the said report be received.

The senate then proceeded to take into consideration the several amendments proposed to said bill, and on motion of Mr. Green, to agree to the first amendment, which is in these words :

Sec 3. line 5, after the word "affidavit" insert the words "issue attachments," it passed in the affirmative.

On motion to agree to the second amendment which is, to strike out the word "small" and in lieu thereof to insert the word "civil." It passed in the affirmative.

On motion, to agree to the amendment of the title of said bill in the following words :

"An act to outhorise Justices of the quorum to solemnize the rites of matrimony. to legalize certain marriages and administer oaths," and was also passed in the affirmative.

On motion,

Ordered, that the said bill as amended, be engrossed and read the third time to-morrow.

Agreeably to order, the bill to devide Pike county into election districts, was read the second time.

On motion,

Ordered that the said bill be engrossed and read the third time to-morrow.

A message from the house of representatives, by Mr. Vandorn their clerk.

Mr. President,

The house of representatives are now ready to receive the

senate in the representative chamber, for the purpose of going into the election of a public printer, and he then withdrew.

The senate accordingly repaired to the representative chamber, and the members proceeded to vote *viva voce* for a public printer, and on counting the votes, it appeared that Mr. R. C. Langdon had nineteen votes, Mr. Andrew Marchalk nine votes, and Mr. Peter Isler five votes.

Whereupon, it was announced by Mr. President, that Richard C. Langdon was legally and constitutionally elected public printer of the State of Mississippi.

The senate then withdrew to their chamber.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed a bill entitled 'An act to take the census of the State of Mississippi,' in which bill they desire the concurrence of the senate, and then he withdrew.

The said bill was read the first time.

On motion,

Ordered, that the said bill be read the second time to-morrow.

On motion,

The senate adjourned until 10 o'clock to-morrow.

THURSDAY, JANUARY 13, 1820.

The senate convened—members present Messrs. Dickson, Downs, Ellis, Johnson, Nicholson, Runnells and Turpin.

On motion of Mr. Dickson,

Ordered, that the engrossed bill to divide Pike county into election districts, be referred to a select committee of two members.

Ordered that Messrs. Dickson and Nicholson be the said committee.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill to prevent the importation of slaves into this State as merchandize also a bill providing for the sale of the real estate of Josiah Runnells, deceased. The house of representatives have passed the bill from the senate, entitled "An act

to incorporate the town of Holmesville in Pike county," and he then withdrew.

Mr. Green appeared and took his seat.

Mr. Nicholson gave notice that he would on to-morrow move for leave to bring in a bill, requiring electors within this State, at all future elections, to vote *viva voce*.

Agreeably to order, the bill from the house of representatives entitled "An act to take the census of the State of Mississippi," was read the second time.

On motion of Mr. Nicholson,

Ordered that the said bill be committed to a committee of the whole house on to-morrow.

Mr. Thomas Torrence, a member from the senatorial district of the county of Amite, appeared, produced a certificate of his qualification, and took his seat.

On motion of Mr. Nicholson.

Ordered, that the consideration of the resolution from the house of representatives relative to the election of State officers be further postponed until Monday next.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have passed a bill, entitled "An act to reduce and establish the salaries of the Treasurer and Auditor of public accounts"—Also, "An act directing the mode of choosing Electors to vote for a President and Vice-President of the United States," in which bills they desire the concurrence of the Senate ;

They have given leave to bring in a bill to appoint commissioners to fix on a permanent site of Justice in and for the county of Franklin ; also, a bill to authorise the Executors of Robert Taylor, deceased, to sell real estate. The House of Representatives have disagreed to the bill entitled, "An act authorising a Special Term of the Superior Court of law and equity to be holden in and for the county Adams."

And he then withdrew.

The above mentioned bills from the House of Representatives were read the first time.

On motion,

Ordered, That the said bills be read the second time to-morrow.

Mr. Johnson from the committee appointed to prepare and report an appropriate address to David Holmes late Governor, reported the following :—

To DAVID HOLMES Esq. *late Governor of the State of Mississippi.*

"SIR,

"The Senate of the State of Mississippi, impressed with a lively sense of the dignity, ability and impartiality with which you have filled the office of chief Magistrate for a series of years, under the territorial form of government, and since the adoption of the constitution of the state, for the best interest of the state, and to the entire satisfaction of the people at large, cannot permit you to retire from office, without tendering to you their sincere thanks, for the very able, dignified & impartial manner, with which you have uniformly discharged the duties of Governor, with a cherished hope, that your clemency and moderation, may long constitute the spirit, with which our government may be administered.

"They pray you to accept their sincere wishes for your health and happiness."

On motion,

Resolved, That the said report be received and agreed to.

Ordered, That the Sect'y make out a fair copy of the same, and after being signed by the President and countersigned by the Secretary, be presented by Messrs Johnson, Nicholson and Turpin to His Excellency David Holmes, Esq. late Governor of the State.

Agreeably to order,

The Senate resolved itself into a committee of the whole on the resolution from the House of Representatives, in relation to the Bank of the State of Mississippi, Mr Johnson in the chair, and after some time spent therein, Mr President resumed the chair, and Mr. Johnson reported, that they have had under consideration the resolution from the House of Representatives in relation to the Bank of the state of Mississippi, and have made an amendment to the same, which was submitted to the Senate.

On motion,

Ordered, That said report be received.

The Senate then proceeded to consider the amendment proposed to said resolution, which is as follows:—

Strike out from the word "that" in the second line of the said resolution, and insert the following:—

"A joint committee be appointed to inspect the general accounts in the books of the Bank of the State of Mississippi, and to require of the President and other officers of said Bank (on oath, if in the opinion of said committee, it may

“be necessary) such statements in respect to the situation of “said Bank” as are authorized by the 13th Section of the act, “entitled, An act to establish a Bank in the Mississippi Territory ; and to report their proceedings therein”—and on motion of Mr. Downs to agree to the same, it was resolved in the negative.

On motion of Mr. Green, to amend the said resolution as follows; “strike out from the word “that” the whole of the resolution, and in lieu insert the following :—“The President, Directors and company of the Bank of the State of Mississippi be, and they are hereby authorised to furnish (under oath, if required by the committee hereinafter named) both Houses of the General Assembly with statements agreeably to the provisions of the 13th Section of the act, entitled “An Act supplemental to the act to establish a Bank in the Mississippi Territory, passed the 4th day of February, 1818, and that a joint committee be appointed to inspect such general accounts, in the books of the Bank, as shall relate to such statements.” It passed in the affirmative.

Ordered, That the said amendment be engrossed, and the resolution as amended be read the third time to-morrow.

On motion,

The Senate adjourned until to-morrow.

FRIDAY, JANUARY 14th, 1820.

The Senate convened.

Members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Johnson from the committee appointed to wait on David Holmes, Esq. late governor of the State, and deliver to him an address of this house, reported, that they have performed that duty, and received for answer, that he was very sensible of the honor conferred on him by the Senate, and that he would on to-morrow, return the Senate an answer, through the same committee.

Agreeably to order the Bill from the House of Representatives, entitled, “An act to reduce and establish the salaries of the Treasurer and Auditor of Public accounts.” was read the second time.

On motion,

Ordered, That the said bill be committed to a committee of the whole house to-morrow.

Agreeably to order the bill from the House of Representatives, entitled, "An act directing the mode of choosing electors to vote for a President and Vice-President of the United States," was read the second time.

On motion,

Ordered, That the said bill be committed to a committee of the whole house on Monday next.

Agreeably to order the resolution in relation to the Bank of the State of Mississippi, from the House of Representatives, as amended, was read the third time, and on the question being taken, "shall the said resolution pass, as amended?" It was resolved in the affirmative.

Ordered, That the Secretary inform the House of Representatives thereof, and desire their concurrence to the amendment proposed.

Ordered, That Messrs. Johnson, Runnells and Ellis be the committee, on the part of the senate, for the accomplishment of the object in the said resolution.

Ordered, that the Secretary inform the House of Representatives thereof.

Agreeably to order, the engrossed Bill, entitled "An Act to authorize Justices of the Quorum to solemnize the rites of matrimony, was read the third time, and amended with a rider.

Resolved, that the said Bill do pass.

Ordered, that the Secretary inform the House of Representatives thereof, and desire their concurrence to the same.

Agreeably to order the Senate resolved itself into a committee of the whole, on the Bill from the House of Representatives, entitled "An Act, to take the census of the State of Mississippi, Mr. Nicholson in the chair, and after some time spent there in, Mr. President resumed the chair, and Mr. Nicholson reported, that the committee of the whole, agreeably to order, have had under consideration the bill from the house of representatives, entitled, "An Act to take the census of the State of Mississippi," and have made sundry amendments to the same.

On motion,

Ordered, that the said report be received.

Agreeably to order, "the Resolution from the House of Representatives for the purchase of Maps, was read the third time, and passed.

Ordered, hat the Secretary inform the House of Representatives thereof.

A mes sage from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The House of Representatives have given leave to bring in a "Bill confirming the emancipation of three slaves; Diana, Phobe & Pompey," also a "Bill to incorporate the Pearlington Company," also a "Bill to establish a turnpike road between Woodville and the Homochitto river." They have passed the Bill from the Senate entitled, "An Act to incorporate the Liberty Debating Library Society" in Amite county, and have also concurred in the amendment made by the Senate, to "the resolution in relation to the Bank of the State of Mississippi." And he then withdrew.

On Motion,

The Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, JANUARY 15, 1820.

The Senate convened,

Members present, Messrs. Dickson, Downs, Green, Nicholson, Runnells, Torrence and Turpin.

Agreeably to order the Senate Resolved itself into a committee of the whole, on the Bill from the House of Representatives, entitled "An Act to reduce and establish the salaries of the Treasurer and Auditor of public accounts," Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had under consideration the Bill, entitled, "An Act to reduce and establish the salaries of the treasurer and auditor of public accounts," and have made an amendment to the same, which is now submitted to the House.

On motion,

Ordered, that the said report be received.

The Senate then proceeded to consider the amendment proposed to said Bill, which is in these words, "Strike out the whole of the Bill from enacting clause," and on the question being taken, it was resolved that the same be agreed to.

On motion of Mr. Green,

Resolved, that the further consideration of the said Bill be postponed indefinitely.

Mr. Nicholson gave notice that he would on Monday next, ask leave to introduce a Bill for the election of Justices of the Peace, and Constables.

On motion of Mr. Downs,

Ordered, that Mr. Ellis be excused for his non-attendance this day.

On motion,

The Senate adjourned until Monday morning next.

MONDAY, JANUARY 17, 1820.

The Senate convened,

Members present, Messrs. Dickson, Downs, Green, Johnson, Nicholson and Runnells

Mr. Johnson, from the committee appointed to present an address to David Holmes, Esquire, late Governor of the State, presented the following, in answer to the said address,

"To the Senate of the State of Mississippi,

I received, Gentlemen, with the most grateful sensibility, the address you were pleased to present to me, approving of my conduct during the period that I filled the office of Chief Magistrate under the Territorial Government, and since the adoption of the State constitution. If in any degree I contributed to promote the happiness and prosperity of the people, which it was my lot to serve, my efforts have been amply rewarded by their approbation of the course I pursued in the management of their affairs, and by the manifestations of respect and regard with which they have honored me. I can in truth declare, that I retire from their employment, with an uninjured conscience, never having been actuated by any other motive, than that of advancing the interests and welfare of the community.

I assure you, Gentlemen, that I highly appreciate this testimony of your approbation, of which I shall ever entertain a grateful remembrance, and pray you to accept my warmest wishes for your individual happiness and prosperity through life.

(Signed)

DAVID HOLMES.

Natchez 14, Jan 1820.

Mr. Turpin appeared and took his seat.

A Message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have given leave to bring in

a bill to repeal part of an act entitled, "An act making further provisions for the erection and completion of the Public buildings of Adams County," also a bill for the appointment of commissioners to fix on the permanent site of Justice for Hancock County and for other purposes, also a bill to amend "an act establishing the rate of interest, passed the 3d day of February 1818, also a bill for the better relief of the poor, also a bill to revise, amend and consolidate the several laws relative to the duties of Justice of the Peace.

The house of representatives have passed bills of the following titles. viz.

"An act appointing commissioners to fix on a permanent site of Justice in the County of Franklin, for the erection of public buildings, with an amendment by way of rider, and for other purposes."

"An act to authorize the executors of the last Will and Testament of Robert Taylor, deceased, to sell real estate."

"An act to incorporate the Pearlington Company," and an act authorizing an additional place of holding election in Wayne County, in which bill they request the concurrence of the Senate.

And he then withdrew.

The said bills sent for concurrence, were severally read the first time.

Mr. Dickson gave notice that he would on Monday next, ask leave to bring in a bill authorising the clerks of the superior and county courts of Pike County, to transcribe the records of said courts into Bound Books.

On motion,

Resolved that the rule be dispensed with, and the bill from the house of representatives entitled an act to authorize the executors of the last will and testament of Robert Taylor, deceased, to sell real estate, be read the second time forthwith.

On motion,

Ordered, that the said bill be committed to a committee of the whole to-morrow.

On motion,

Resolved, that the rule be dispensed with, and the bill from the house of representatives, entitled "an act to incorporate the Pearlington company," be now read the second time.

On motion,

Ordered that the said bill be committed to a committee of the whole to-morrow.

On motion,

Resolved, that the rule be dispensed with, and the bill, entitled "an act to appoint commissioners to fix on a permanent site of Justice in the County of Franklin, for the erection of public buildings and other purposes," be now read the second time,

On motion,

Ordered that the said bill be referred to a committee of the whole to-morrow.

On motion,

Resolved, that the rule be dispensed with, and the bill entitled "an act authorizing an additional place of holding elections in Wayne County" be now read the second time.

On motion,

Ordered that the said bill be read the third time to-morrow

Mr. Torrence appeared and took his seat.

On motion,

The senate resumed the consideration of the resolution from the house of representatives, relative to the election of state officers, and have agreed to the same, with an amendment.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to said amendment.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill for the emancipation of Juliett, a Mulatto woman, lately the property of David Carradine, deceased," also a bill, entitled, "an act to divide the County of Green, and form a new county of the same," also a bill to authorize Alexander Fraser, to erect and keep a toll bridge over the Bolle-chitto, in Hancock County.

They have passed a bill entitled "an act confirming the emancipation of Diana, Phebe and Pompey," with an amendment, by way of rider, in which bill they desire the concurrence of the senate. They have also concurred in the amendment proposed by the senate to the resolution, to go into the election of a secretary of State,

And he then withdrew,

The bill above mentioned, sent for concurrence, was read the first time.

On motion,

Resolved, that the rule be dispensed with, and the said bill be now read the second time.

On motion,

Ordered that the said bill be committed to a committee of the whole, on to-morrow.

On motion—the senate took into consideration the amendments proposed in the committee of the whole, to the bill from the house of representatives, entitled “An act to take the census of the State of Mississippi,” and having agreed to the same, it was

On motion, ordered, that the said amendments be engrossed, and the said bill, as amended, be read the third time to-morrow.

Agreeably to order, the senate took up the bill from the house of representatives, entitled “An act directing the mode of choosing electors of president and vice president of the United States.” And

On motion,

Resolved, that the further consideration of the same be postponed until to-morrow.

Mr. Green presented a petition from the executors of the late will and testament of John Steele, deceased, praying a confirmation of said will, as far as the same directs the emancipation of twenty-eight slaves, particularly named in said will; which petition was read, and

On motion,

Ordered, that the said petition with the accompanying documents, be referred to a select committee of two

Ordered, that Messrs. Green and Turpin be the committee for the above purpose.

On motion,

Ordered, that Mr. Johnson be excused for his non-attendance on Saturday last.

On motion,

Ordered, that Mr. Ellis be excused for his absence on this day.

On motion,

The senate adjourned until to-morrow morning.

JOURNAL OF THE SENATE

TUESDAY, JANUARY 18, 1820.

The senate convened—members present, Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence and Turpin

Mr. Dickson, from the select committee to whom was referred the bill to divide Pike county into election districts, reported the same with sundry amendments.

On motion,

Resolved, that the said report be received, and the said bill be read, with the amendments; and the same being agreed to,

Ordered, that the said bill, as amended, be engrossed, and read the third time to-morrow.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled "an act to authorise the executors of the last will and testament of Robert Taylor, deceased, to sell real estate," Mr. Johnson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had under consideration the said bill, and have made no amendments thereto.

Ordered, that the said report be received, and that the said bill be now read the third time; and on the question being taken, it was resolved that the said bill pass—yeas 4, nays 4. The senate being equally divided, Mr. President voted in the affirmative.

So the bill was passed. The yeas and nays being called for, those who voted in the affirmative, were Messrs President, Downs, Green, Johnson and Turpin—those who voted in the negative were Messrs. Dickson, Nicholson, Runnells, and Torrence.

Ordered, that the secretary inform the house of representatives thereof.

Mr. Green, to whom was referred the petition of the executors of the last will and testament of John Steele, relative to the emancipation of certain slaves, reported that the prayer of the petitioners ought not to be granted.

On motion,

Ordered, that the said report be received and agreed to.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled "an act to incorporate the Pearlinton Com-

pany," Mr. Turpin in the chair; and after some time spent therein, Mr President resumed the chair, and Mr Turpin reported, that the committee of the whole have had said bill under consideration, and have made progress therein, and beg leave to sit again.

Ordered, that the said report be received and agreed to.

Agreeably to notice given, Mr. Dickson moved for and obtained leave to bring in a bill for the establishment of a lottery for the improvement of the great market road from the town of Holmesville, in Pike county, to Covington, in Louisiana; which was presented and read the first time

Ordered, that the said bill pass to a second reading forthwith, and that said bill be engrossed, and read the third time on Thursday next.

Ordered, that the secretary inform the house of representatives thereof

A Message from the House of Representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed the bill from the senate, entitled "an act to authorize justices of the quorum, to solemnize the rites of matrimony; to legalize certain marriages, and to administer oaths, &c." with some amendments thereto, in which amendments they desire the concurrence of the senate. The house of representatives have passed a bill, entitled "an act to amend an act establishing the rate of interest," passed the third day of February, 1818 They have also passed a resolution to dissolve the bonds of matrimony heretofore subsisting between John Calvit and Frances Calvit; in which bill and resolution they request the concurrence of the senate.

And then he withdrew.

On motion,

The amendments to the first mentioned bill, were read and agreed to.

Ordered, that the secretary inform the house of representatives thereof

The above mentioned bill, sent for concurrence, was, by unanimous consent, read the first and second times

Ordered, that the said bill be committed to a committee of the whole on to-morrow.

The above mentioned resolution sent for concurrence, was read the first time, with the accompanying documents.

On motion,

Unanimously agreed, that the said resolution be now read the second and third times.

And on the question being taken, it was resolved that the said resolution do pass—two-thirds of the senate voting in the affirmative.

Ordered, that the Secretary inform the House of Representatives thereof.

Agreeably to order, the bill from the house of representatives, entitled

“An act to take the census of the state of Mississippi,”

As amended in the senate, was read the third time.

Resolved, that the said bill pass, as amended.

Ordered, that the secretary inform the house of representatives thereof, and request their concurrence to the amendments proposed.

Agreeably to notice given, Mr. Nicholson moved for and obtained leave to bring in a bill directing the mode of appointing justices of the peace and constables, and the same was presented and read the first time.

Ordered, That the Secretary inform the House of Representatives thereof.

Unanimously agreed, that the said bill be now read the second time.

On motion,

Ordered, that the said bill be referred to a committee of the whole on to-morrow.

A message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives is now ready to receive the senate in the representative chamber, to go into the election of a secretary of state.

And then he withdrew.

The senate, accordingly, proceeded to the representative chamber, and having taken the seats allotted them, proceeded to vote, *viva voce*, for a secretary of state, and on counting the votes, it appeared that Mr. Daniel Williams was unanimously elected secretary of the state of Mississippi, having thirty-five votes, which was accordingly announced by Mr. President.

And the senate withdrew to their chamber.

On motion,

Ordered, that Mr. Ellis be excused for his absence on to-day.

The further orders of the day were postponed until to-morrow.

On motion,
The Senate adjourned until to-morrow.

WEDNESDAY, JANUARY 19, 1820.

The Senate convened.

Members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells and Turpin.

Mr. Dickson, from the committee of elections, reported, that the committee of elections have examined the credentials of the following members, returned since the last session of the general assembly, and are of opinion that they have been fairly and constitutionally elected, viz:—J. R. Nicholson, from the senatorial district, composed of the counties of Greene, Jackson and Hancock; David Dickson, from the senatorial district, composed of the counties of Pike and Marion; Thomas Torrence, from the senatorial district, composed of Amite county; and Charles B. Green and White Turpin, from the senatorial district, composed of Adams county.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

“An act to amend an act establishing the rate of interest,”

Passed the 3d day of February, 1818, Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had the said bill under consideration, and have amended the same.

On motion,

Ordered, that the said report be received and agreed to.

On motion of Mr. Runnells,

Resolved, that the further consideration of the said bill be postponed indefinitely.

Ordered, that the secretary inform the house of representatives thereof.

On motion,

Resolved, that the committee of the whole house be discharged from the consideration of the bill, from the house of representatives, entitled

“An act to incorporate the Pearlington Company,”

And that the said bill be referred to a select committee of two members.

Ordered, that Messrs. Nicholson and Runnells be the committee for said purpose.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled,

“An act to appoint commissioners to fix on a permanent site of justice in the county of Franklin, for the erection of public buildings, and other purposes,”

Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported, that the committee of the whole have had said bill under consideration, and have made no amendment thereto.

On motion,

Ordered, that the said report be received and agreed to.

On motion,

Ordered, that the said bill be read the third time to-morrow.

On motion of Mr. Downs,

“Resolved, that the committee of the whole be discharged from the further consideration of the bill from the house of representatives, entitled,

“An act confirming the emancipation of Diana, Phebe, and Pompey,”

And that the said bill be read the third time on Monday next

Agreeably to order, the senate resolved itself into a committee of the whole on the bill entitled “An act for the election of justices of the peace and constables” Mr. Ellis in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Ellis reported that the committee of the whole have had said bill under consideration, and have made certain amendments thereto.

On motion,

Ordered that the said report be received.

The senate then proceeded to consider the amendments proposed to said bill, and

On motion,

Resolved, that the said amendments be agreed to.

Ordered, that the said bill as amended, be engrossed, and read the third time to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of Representatives have given leave to bring in a bill entitled

“An act to raise a revenue for the year 1820”—also a bill entitled

“An act to render legitimate, William Murfee, the reputed son of Pharoah Knowland, and for other purposes. The house of Representatives have concurred in the amendments made by the senate to the bill entitled

“An act to take the census of the state of Mississippi.”

They have passed bills of the following titles, viz:

“An act providing for the sale of real estate of Josiah Rundell, deceased.”

“An act for the emancipation of Juliet, a mulatto woman, lately the property of David Carradine deceased,” in which bills they request the concurrence of the senate.

The bill first above mentioned, sent for concurrence was read the first time, and by unanimous consent read a second time.

On motion,

Ordered, that the said bill be referred to a committee of the whole on to morrow.

The bill, entitled “An act for the emancipation of Juliet, a mulatto woman, lately the property of David Carradine, deceased,” was read the first time, and by unanimous consent, read the second time.

On motion,

Ordered, that the said bill be read the third time on Monday next.

Mr. President presented a letter from the Cashier of the Bank of the State of Mississippi, inclosing a statement of the concerns of said Bank, which was read, and

On motion,

Ordered, that the same be referred to the joint committee appointed on the affairs of the Bank.

Mr. Torrence appeared and took his seat.

Mr. Dickson agreeably to notice given, moved for, and obtained leave to bring in a bill to authorize the clerks of the superior and county courts of Pike county, to transcribe into bound books, the records of said county, which was presented and read the first time.

Ordered,

That the secretary inform the house of representatives thereof.

Ordered,

That the said bill be read a second time to-morrow.

The further orders of the day were postponed until to-morrow.

On motion,
The Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, JANUARY 20, 1820.

The senate convened—members present, Messrs. Dickson, Downs, Ellis, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Torrence presented a petition from sundry citizens of Amite county, praying an act of the general assembly, for the incorporation of a society for the promotion of useful knowledge &c. which was read, and

On motion,

Ordered, to be referred to a select committee of two members, to report thereon by bill or otherwise.

Ordered,

That Messrs. Torrence and Dickson be the committee for said purpose.

Mr Green appeared and took his seat,

A message from his Excellency, the Governor, by Mr. Burns, his private secretary.

Mr. President,

I am directed to deliver to the senate, a message from the Governor, in writing.

The said message, which is as follows, was read, and ordered to lie on the table:

The Governor's Message.

Gentlemen of the Senate, and

of the House of Representatives:

In addition to the subjects communicated by the executive for your consideration at the commencement of your present session, I deem it my duty to call your attention to the very obvious necessity which exists, of a general revision and consolidation of the statutes of this State, of a public nature. It is believed that no State in the Union has omitted to authorize a revisal of its laws, for a period so long as that which has elapsed since the first organization of a legislative body, in the territory of which we form a part; and surely none could have ever required it more urgently than we do. The ming-

ling together. public and private laws ; the constant accumulation of supplemental and explanatory acts, repealing in part former acts, and leaving the remaining part in force ; and the complicated legislation which we find on the same subject, all tend to render it extremely difficult, and in some case, almost impracticable, to determine with accuracy what laws are, or are not, in force ; and this remark is more particularly applicable to conservators of the peace, dispersed over an extensive country, who are often obliged to execute a delicate and important duty, without the aid of legal advice. To remedy the mischiefs and inconveniences resulting from the above causes and circumstances, I recommend the appointment of a Board of Commissioners, to consist of three, of the most learned and distinguished citizens of the State, who shall be authorized to appoint a clerk, and to meet at such place as they or a majority of them shall decide on, and adjourn from time to time, as they shall think proper, during the recess of the legislature ; and that these commissioners be empowered, to revise and consolidate the statutes of this State, (omitting laws of a private nature) up to the end of the present session ; to correct the imperfections which may be found in the phraseology of existing laws ; to reduce into one, all the laws on the same subject ; and report, for the use of the general assembly, such statutes as may be deemed necessary to complete our code, in all respects. The utility of such a work, will be seen and felt by every citizen of the State ; and until it shall be finished and promulgated, those whose duty it is to execute the laws and administer justice, according to their spirit and intention, will be liable to errors, inseparable from the uncertain construction of a variety of conflicting provisions in statutes, enacted by successive legislatures, having the same object in view. Should this measure meet the approbation of the general assembly, it is respectfully suggested, that a reasonable compensation ought to be allowed the commissioners, for each day they are actually employed in the discharge of their duties, which, upon the most liberal calculation, will not exceed in amount the expenditures incident to your honorable bodies during a session of two weeks.

I also recommend a change in our judicial system, by a separation of the chancery from the common law jurisdiction of our courts. Experience has shewn that a combination of these, in the same Judge, is productive of much embarrassment, and that the labor is greater than can be performed within the limited terms of the superior courts of the several

counties. The chancery side of the docket, which certainly requires the most attentive and mature deliberation, is usually taken up, after the jurors and witnesses attending on the court are discharged; which compels the presiding Judge, often to dispense with the arguments of counsel, and to give a hasty opinion on matters of the greatest importance and difficulty. The establishment of a high court of chancery, to be held at one or more places in the state, would contribute in no small degree to a speedy and regular administration of justice, and relieve the community from protracted litigation, and vexatious delays, which amount almost to a denial of the redress, which they seek through the medium of a court of equity. On this subject I transmit to you a copy of a communication received from the Judges of the supreme court, whose talents and experience entitle their opinions to the most respectful consideration. I take this occasion to assure the general assembly of my anxious solicitude to dispatch the business of the session in the shortest time, which its importance will admit, and of my determination to co-operate with them, in every measure calculated to advance the welfare of the State.

(Signed)

GEO. POINDEXTER.

Natchez, Jan. 20, 1820.

Mr. Green moved for the adoption of the following resolution:

Resolved, that so much of the said message as relates to a digest of the laws of this state, be referred to a select committee, to report by bill or otherwise, which was agreed to.

Ordered, that Messrs. Green, Runnells and Nicholson, be the committee for said purpose.

On motion of Mr. Green to adopt the following resolution:

Resolved, that so much of the Governor's communication, received this day, as relates to the establishment of a court or courts of chancery, separate and distinct from the courts of law, be referred to a select committee, to report by bill or otherwise, which was agreed to.

Ordered, that Messrs. Green, Runnells and Nicholson, be the committee for the said purpose.

Agreeably to order, the bill from the house of representatives, entitled,

"An act to appoint commissioners, to fix on a permanent

site of justice, in the county of Franklin, for the erection of public buildings, and other purposes,"

Was read the third time, and on the question being taken Resolved, that the said bill pass.

Ordered, that the Secretary inform the house of representatives thereof.

Agreeably to order, the engrossed bill, entitled,

"An act for the election of justices of the peace and constables,"

Was read the third time,

And on the question being taken, it was

Resolved, that the same do not pass.

On motion of Mr. Downs,

Resolved, that the committee of the whole be discharged from the further consideration of the bill from the house of representatives, entitled,

"An act providing for the sale of real estate of Josiah Rundell, deceased, and that the said bill be now read the third time—and on the question being taken, shall the said bill pass? it was

Resolved in the negative.

Ordered, that the secretary inform the house of representatives thereof.

Agreeably to order,

The bill authorising the Clerks of the Superior and County Courts of Pike county to transcribe into bound books the records of said courts, was read the second time.

On motion,

Ordered, that the said bill be engrossed, and read the third time to-morrow.

Agreeably to order, the engrossed bill, entitled,

"An act to authorize a Lottery for the purpose of raising a fund, for the improvement of the great market road, leading from Holmesville, in Pike county, to Covington, in Louisiana,"

Was read the third time, and the question being taken, it was

Resolved, that the said bill pass.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Agreeably to order, the engrossed bill, entitled,

"An act to divide Pike county into election districts,"

Was read the third time, and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the same.

On motion,

The senate adjourned until to-morrow.

FRIDAY, JANUARY 21, 1820.

The Senate convened—members present, Messrs. Dickson, Downs, Ellis, Nicholson, Runnells and Torrence.

Mr. Nicholson, from the select committee to whom was referred the bill from the house of representatives, entitled,

“An act to incorporate the Pearlington company,”

Reported the said bill, with an amendment.

On motion of Mr. Nicholson,

Unanimously agreed, that the said bill, as amended, be now read the second time.

On motion,

Resolved, that the rule be further dispensed with, and the said bill as amended, be referred to a committee of the whole house this day.

Mr. Green appeared and took his seat.

Agreeably to order, the engrossed bill, to authorize the clerks of the superior and county courts of Pike county, to transcribe into bound books the records of said courts, was read the third time and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Mr. Johnson appeared, and took his seat.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled,

“An act to incorporate the Pearlington company,”

As amended, Mr. Johnson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had under consideration the said bill, as amended, and have made some further amendments to the same.

On motion,

Ordered, that the said report be received.

The senate accordingly took the said amendments into consideration, and

On motion of Mr. Johnson,

Resolved, that the several amendments proposed in committee of the whole, be agreed to.

Ordered, that the said amendments be engrossed, and the bill as amended, be read a third time to-morrow.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill for the removal of the seat of government. They have passed bills of the following titles,

"An act to repeal part of an act, entitled an act making further provision for the erection and completion of the public buildings of Adams county."

"An act to establish an additional election district in Warren county."

"An act, respecting guardians and their wards." And

"An act for the appointment of commissioners to fix on the permanent seat of justice for Hancock county, and for other puposes."

In which bills they request the concurrence of the senate:

They have also passed a bill, entitled,

"An act to authorize Alexander Frazer to erect and keep a toll bridge over the Bollechitto, in Hancock county,"

In which bill they request the concurrence of the senate, And he then withdrew.

The bill first above-mentioned was read the first time.

On motion,

Ordered, that the said bill be read a second time on Wednesday next.

The bill above-mentioned, to establish an additional election district in Warren county, was read the first time, and by unanimous consent, read a second time.

On motion of Mr. Downs,

Ordered, that the said bill be committed to a committee of the whole on Monday next.

The bill from the house of representatives, entitled,

"An act respecting guardians and their wards,"

Was read the first time, and by unanimous consent, read a second time.

On motion,

Ordered, that the said bill be referred to a committee of the whole on to-morrow.

The bill from the house of representatives, entitled,

"An act for the appointment of commissioners to fix on a permanent seat of justice, for Hancock county, and for other puposes,"

Was, by unanimous consent, read the first and second times.

On motion of Mr. Nicholson,

Ordered, that the said bill be referred to a committee of the whole, on Monday next.

The last mentioned bill, from the house of representatives, was read the first and second times, by unanimous consent.

On motion of Mr. Nicholson,

Ordered, that the said bill be referred to a committee of the whole on Tuesday next.

On motion,

The senate adjourned until to-morrow.

SATURDAY, JANUARY 22, 1820.

The Senate convened.

Members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Nicholson, from the committee on enrolled bills, reported that they examined the following enrolled bills, and find the same correctly enrolled, viz.

A "Resolution to dissolve the bonds of matrimony heretofore subsisting between John Calvit and Frances Calvit."

"An act to appoint commissioners to fix on a permanent site of justice in the county of Franklin, for the erection of public buildings, and for other purposes."

"An act to take the census of the state of Mississippi."

"An act to authorize the executors of the last will and testament of Robert Taylor, deceased, to sell real estate"

"An act to incorporate the town of Holmesville, in Pike county."

"An act to incorporate 'The Liberty Debating Library Society, in Amite county.'" And

"An act to extend the jurisdiction of Justices of the quorum."

Agreeably to order; the bill from the house of representatives, as amended in the senate, entitled

"An act to incorporate the Pearlington Company," was read the third time, and passed.

Ordered, that the Secretary inform the house of repre-

sentatives thereof, and desire their concurrence to the amendments proposed.

Agreeably to order the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

"An act respecting guardians and their wards,"

Mr. Downs in the chair, and after some time spent therein,

Mr. President resumed the chair, and Mr. Downs reported, that the committee of the whole, have had said bill under consideration, and made progress therein, and ask leave to sit again;

Which report was agreed to.

On motion of Mr. Green, to postpone the further consideration of said bill indefinitely, it passed in the negative, yeas 4—nays 5.

The yeas and nays being called for, those who voted in the affirmative were Messrs. Dickson, Green, Nicholson and Torrence.

Those who voted in the negative, were Messrs. Downs, Ellis, Johnson, Runnels and Turpin.

On motion of Mr. Johnson,

Ordered, that the said bill be again committed to a committee of the whole on Wednesday next.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The Speaker of the house of representatives, has signed the following enrolled bills, and resolution, viz

"An act to incorporate the Liberty Debating Library Society in Amite county."

"An act to appoint commissioners to fix on a permanent site of Justice in the county of Franklin, for the erection of public buildings, and for other purposes."

"An act to take the census of the state of Mississippi."

"An act to authorize the executors of the last will and testament of Robert Taylor, deceased, to sell real estate."

"An act to extend the jurisdiction of justices of the quorum."

"An act to incorporate the town of Holmesville, in Pike county." And

"A resolution to dissolve the bonds of Matrimony heretofore subsisting between John Calvit and Frances Calvit,"

Which are now presented for the signature of the President,

And then he withdrew.

The President having signed the above mentioned bills and resolution, they were delivered to the committee on enrolled bills, to be laid before the Governor for his approbation.

Mr. Dickson gave notice that he would on Tuesday next, ask leave to bring in a bill, to prevent more effectually the unlawful assemblage of slaves in this state

Mr. Nicholson from the committee on enrolled bills, reported, that the said committee had presented the following to the Governor for his approbation, viz.

"An act to incorporate the Liberty Debating Library Society in Amite county."

"An act to appoint commissioners to fix on a permanent site of justice in the county of Franklin; for the erection of public buildings, and for other purposes."

"An act to take the census of the state of Mississippi"

"An act to authorize the executors of the last will and testament of Robert Taylor, deceased, to sell real estate."

"An act to extend the jurisdiction of justices of the quorum."

"An act to incorporate the town of Holmesville in Pike county," And

"A resolution to dissolve the bonds of mairimony, heretofore subsisting between John Calvit and Frances Calvit."

On motion of Mr. Nicholson,

Ordered, that Mr. Turpin be excused for his non-attendance on yesterday.

On motion,

The Senate adjourned until Monday morning next.

MONDAY, JANUARY 24, 1820.

The Senate convened,

Members present, Messrs. Dickson, Downs, Ellis, Green, Nicholson, Runnells, Torrence and Turpin.

Mr. Nicholson presented a petition from sundry citizens of Jackson county, praying the passage of an act to fix on the permanent site of justice for said county.

On motion of Mr. Nicholson,

Ordered, that the said petition be referred to a select com-

nittee of three members, to report thereon by bill or otherwise.

Ordered, that Messrs. Nicholson, Runnells and Torrence, be the committee for said purpose.

Mr. Torrence, from the select committee appointed to bring in a bill to incorporate the

"Amite Union Society for the acquisition and dissemination of useful knowledge,"

Presented a bill which was received, and read the first time.

Ordered, That the said bill be read the second time tomorrow.

A Message from the House of Representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of Representatives have given leave to bring in a bill to establish two additional election districts in Covington county; also,

A bill for the punishment of crimes and misdemeanors; also,

A bill to suppress the evil practice of gaming; also,

A bill to repeal part of an act to provide for the reporting of the decisions of the supreme court.

The house of representatives have passed a bill, entitled,

"An act to divide the county of Green, and form a new county out of the same."

Also a bill, entitled,

"An act for the more speedy recovery of small debts."

In which bills they desire the concurrence of the senate.

The house of representatives have passed the bill from the senate, entitled

"An act to authorize a lottery for the purpose of raising a fund for the improvement of the great market road leading from Holmesville in Pike county, to Covington in Louisiana."

And then he withdrew.

The said bills were severally read the first time.

On motion,

It was unanimously resolved that the bill, entitled,

"An act to divide the county of Green,"

Be now read the second time; and

On motion,

Ordered, that the said bill be committed to a committee of the whole, on Thursday next.

On motion,

Ordered, that the bill last mentioned sent for concurrence, entitled,

"An act for the more speedy recovery of small debts,"

Be read the second time to-morrow.

Mr. Green, from the select committee, to whom was referred so much of the Governor's message as relates to a separation of the chancery from the common law jurisdiction of our courts, reported,

"That they are sensible, that a separation of the chancery from the common law jurisdiction of the courts of the state, would be a great improvement in our system of jurisprudence, but considering the infancy of our republic, the detached settlements of our population, the low price of the staple of our country, and consequent scarcity of circulating medium, they are of opinion, that an increase of the expenditures of the government, at this unpropitious period, would not be advisable;—your committee therefore believe, that the separation of the two jurisdictions, and an organization of a court or courts of equity, at the present session, would be inexpedient."

On motion,

Ordered, That the said report lie on the table.

A Message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The House of Representatives have given leave to bring in a bill, entitled,

"An act making further provision for the erection and completion of the public buildings in Pike county." Also

"A bill to authorize the County Court of Marion County to lay a special tax." Also,

"A bill to incorporate the Columbian Academy."

The house of Representatives have passed a Bill, entitled,

"An act for the establishment of two additional election districts in the county of Covington."

In which bill they request the concurrence of the Senate.

They have given leave to bring in

"A bill to establish additional election districts in Lawrence County."

And he then withdrew.

The said bill, sent for concurrence, was read the first time.

Ordered, that the said bill be read the second time to-morrow.

TUESDAY, JANUARY 25, 1820.

The Senate convened.

Members present—Messrs. Dickson, Ellis, Green, Nicholson, Runnels, Torrence and Turpin.

Mr. Dickson, submitted the following Resolution for consideration and adoption :

Resolved, With the concurrence of the House of Representatives, that a joint committee be appointed to prepare and report an Address to the Congress of the United States, expressive of the opinion of the General Assembly of this state, on the subject of the General Government having any right to impose on Missouri Territory, any condition to her admission, other than on a footing with the original states.

On motion,

Resolved, that the joint resolution be received and agreed to.

// A message from the Governor, by Mr. Burns, his Private Secretary.

Mr President,

I am directed to inform the Senate, that the Governor did, on the 24th instant, approve and sign the following acts, which originated in this House, viz :

“ An act to incorporate the Liberty Debating Library Society, in Amite County,”

“ An act to incorporate the Town of Holmesville, in Pike County.” And

“ An act to extend the jurisdiction of Justices of the Quorum,” which are deposited in the office of the Secretary of State.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of Representatives have disagreed to the amendment proposed by the Senate to the bill, entitled “An act to incorporate the Pearlington Company.” They request a conference on the subject of amendment, and disagreed to said bill, and on their part have appointed Messrs. Jourdan, Lenoir and Runnels, a committee for said purpose.

And then he withdrew.

Ordered, that Messrs. Nicholson and Runnels be the committee on the part of the Senate, for said purpose.

Ordered, that the Secretary inform the House of Representatives thereof.

Ordered, that Messrs. Dickson and Green be the committee on the part of the Senate, for the purpose of reporting an "Address to the Congress of the United States."

Ordered, that the Secretary inform the House of Representatives thereof, and desire their concurrence to the resolution for said purpose.

Agreeably to order, the Bill entitled "An act to incorporate the Amite Union Society, for the acquisition and dissemination of useful knowledge," was read the second time.

On motion,

Ordered, that the said bill be engrossed, and read a third time to-morrow.

Agreeably to order, the bill from the House of Representatives, entitled, "An act for the more speedy recovery of small debts," was read a second time.

On motion of Mr. Runnells,

Ordered, that the said bill be committed to a committee of the whole on to-morrow.

Agreeably to order the bill from the House of Representatives, entitled "An act for the establishment of two additional election districts in the county of Covington," was read a second time.

On motion,

Ordered, that the said bill be committed to a committee of the whole on Thursday next.

Agreeably to order, the Senate resolved itself into a committee of the whole on the bill from the House of Representatives, entitled "An act to authorize Alexander Frazer to keep a toll bridge over the Bollechitto, in Hancock County," Mr. Runnells in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Runnells reported, that the committee of the whole have had said bill under consideration, and made progress therein, and ask leave to sit again.

On motion,

Ordered, that the said report be received and agreed to.

On motion of Mr. Green,

Ordered, that Mr. Johnson be excused for his non-attendance on yesterday, and on to-day.

A message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The Governor did on the 24th instant, approve and sign the following bills, which originated in the House of Representatives, viz :

“An act to take the census of the state of Mississippi.” And
“An act to authoirze the executors of the last will and testament of Robert Taylor, deceased to sell real estate.

And he then withdrew.

On motion,

The Senate adjourned until to-morrow.

WEDNESDAY, JANUARY 26, 1820.

The senate convened—members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells and Turpin.

Mr. Green, from the select committee to whom was referred so much of the Governor's communication of the 20th inst. as relates to a digest of the statutes of this State, reported a bill which was read the first time.

On motion,

Ordered, that the said bill be read the second time to-morrow.

A Message from the House of Representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed a bill, entitled

“An act to establish additional election districts in Lawrence county,” with an amendment by way of rider, in which bill they desire the concurrence of the senate.

The house of representatives have given leave to bring in a bill to authorize Ann Lewis, to sell the certificate for one quarter section of land, also a bill for the establishment of common schools.

And he then withdrew.

Mr. Torrence appeared and took his seat.

The bill above mentioned sent for concurrence, was read the first time, and by unanimous consent was read the second time.

On motion,

Ordered, that the said bill be read the third time to-morrow.

On motion of Mr. Dickson,

Resolved, with the concurrence of the house of representatives, that both branches of the general assembly will, on Saturday next, in the representative chamber, proceed to the election of a Major General, to fill the vacancy occasioned by the resignation of Major General Hinds.

On motion,

Ordered, that the said resolution do lie on the table.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

"An act to establish an additional election district, in Warren county," Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had said bill under consideration, and have made sundry amendments thereto.

On motion,

Ordered, that the said report be received.

The senate then took into consideration the amendments proposed to said bill, and

On motion of Mr. Downs,

Resolved, that the said amendments be agreed to, and that the amendments be engrossed, and the said bill, as amended, read the third time to-day.

Agreeably to order, the engrossed "bill to incorporate the Amite Union Society, for the acquisition and dissemination of useful knowledge," was read the third time, and

Resolved that the same do pass, and that the title thereof be

"An act to incorporate the Amite Union Society, for the acquisition and dissemination of useful knowledge."

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act for the more speedy recovery of small debts," Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported, that the committee of the whole have had under consideration the said bill, and made progress therein, and ask leave to sit again.

On motion,

Ordered, that the said report be received and agreed to.

On motion of Mr. Johnson,

Ordered, that the committee of the whole be discharged from the further consideration of the said bill.

On motion,

That the said bill be indefinitely postponed—it passed in the affirmative, yeas 5, nays 4. The yeas and nays being called for, those who voted in the affirmative, were Messrs.

Downs, Ellis, Green, Johnson and Turpin—those who voted in the negative were Messrs. Dickson, Nicholson, Runnells and Torrence, so the bill was postponed indefinitely.

Ordered,

That the secretary inform the house of representatives thereof.

A communication was received from David Holmes, Esq. President of the board of trustees of Jefferson College, and read, which is as follows :

*To the senate and house of representatives
of the State of Mississippi.*

In obedience to the act, entitled

“An act to amend the act to establish a college in the Mississippi territory,” The President of the board of trustees of Jefferson College, respectfully reports to the general assembly, that since the last report made to the legislature, the trustees determined to employ an additional professor in the college ; that the Rev. Robert F. N. Smith, a highly respectable clergyman, of liberal education, consented to receive the appointment, at a salary of fifteen hundred dollars per annum. His arrival is daily expected, when it is presumed that he will without delay enter upon the duties that may be assigned him. By the report of the chairman of the building committee, which is herewith transmitted, it appears that the eastern wing of the college edifice is nearly completed, and that the buildings heretofore occupied as class-rooms, have been thoroughly repaired, to which two additional rooms have been added for the accommodation of the steward.

The report of the treasurer, which is also transmitted, will afford to the legislature full information respecting the funds of the college. It appears that though a considerable sum will fall due in the course of the next year, from the lands that were leased in the state of Alabama, yet that at present the institution is without funds that can be applied to the completing of the eastern wing of the edifice.

The third instalment of the loan authorised by an act of the legislature of the 13th of December, 1816, has not yet been drawn from the treasury of the State ; this money however is exclusively applicable to the payment of the professors' and teachers salaries.

It is not expected that the money arising from tuition, will increase until students can be accommodated in the college.

(Signed)

DAVID HOLMES.

*President of the board of
Trustees of Jefferson College.*

Jan. 24, 1820.

Ordered,

That the said communication lie on the table.

On motion of Mr. Johnson,

Ordered that the bill from the house of representatives entitled

"An act confirming the emancipation of three slaves, Diana, Phebe and Pompey" be referred to a select committee of two members.

Ordered, that Messrs. Johnson and Ellis be the committee for said purpose.

On motion,

The several orders of the day were further postponed.

And the senate adjourned until to-morrow.

THURSDAY, JANUARY 27, 1820.

The Senate convened.

Members present—Messrs. Dickson, Ellis, Green, Johnson, Nicholson, Runnells, Torrence, and Turpin.

Mr Johnson from the select committee to whom was referred the bill, entitled

"An act confirming the emancipation of three slaves, Diana, Phebe and Pompey,"

Reported certain amendments to the same, which were received and agreed to.

On motion,

Ordered that the said amendments be engrossed, and the bill as amended, be read the third time to-morrow,

Mr. Nicholson from the committee of conference on the subject matter of amendment and disagreement to the bill, entitled,

"An act to incorporate the Pearlington Company ;"

Reported, that they recommend to the Senate the adoption of the following amendments to the same, viz :

First section—strike out from the word "*and*," in the 8th line, to the word "*and*," in the 11th line. And also, to strike out the word "*two*" in the 2d section after the word "*exceed*," and insert in lieu thereof the word "*five*,"

On motion,

The said report was received and ordered to lie on the table.

A message from the house of representatives, by Mr. Vandorn, their clerk

Mr. President,

The House of Representatives have given leave to bring in a bill to authorize a loan of money to the trustees of Jefferson college. Also,

“A bill to amend an act to prevent unlawful hunting.”

Also,

“An act to authorize the trustees of the Elizabeth female academy, to raise a sum of money by lottery,

They have passed resolutions to go into the election of a major-general, auditor of public accounts and state treasurer, in which they request the concurrence of the senate.

They have passed resolutions requesting our senators and representative in congress to use their best endeavours to have ports of entry at the mouths of Pearl and Pascagoula rivers established. Also,

A resolution, requiring that our senators and representative in congress, use their best exertion with the proper authority to have the United States' funds, arising from the sale of lands in this state, deposited in the Bank of Mississippi; in which resolutions they request the concurrence of the senate.

They have passed a bill entitled,

“An act for the better relief of the poor.” Also,

“An act to amend the several laws to prevent the evil practice of gaming;”

In which bills they request the concurrence of the senate.

And he then withdrew.

The several bills and resolutions above mentioned were read the first time.

On motion,

Agreed unanimously that the bill above mentioned, entitled

“An act to amend the several laws to prevent the evil practice of gaming,” be now read the second time.

Ordered, that the same be committed to a committee of the whole on Monday next.

On motion,

Ordered, that the bill, entitled

“An act for the better relief of the poor,” be read a second time on Saturday next.

On motion,

Ordered that the resolution from the house of representatives to elect a major-general, lie on the table.

On motion,

Ordered, that the resolution to elect an auditor of public accounts and state treasurer, lie on the table,

On motion,

Ordered, that the bill entitled

“An act for the establishment of two additional election districts in the county of Covington,”

Be now read the second time, and committed to a committee of the whole on Wednesday next.

On motion,

Unanimously agreed, that the resolutions from the house of representative, relative to ports of entry at the mouths of Pearl and Pascagoula rivers, be now read the second and third times.

Resolved, that the said resolutions pass.

Ordered, that the secretary inform the house of representatives thereof.

The bill entitled,

“An act making further provisions for the erection and completion of the public buildings of Pike county, and for other purposes,”

Was, with unanimous consent, read the second and third times, and passed.

Ordered, that the secretary inform the house of representatives thereof.

On motion,

Ordered, that the bill entitled,

“An act for the better relief of the poor,” be printed, and twenty-five copies thereof sent for the use of the senate.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill, entitled

“An act to amend an act entitled an act to incorporate the town of Liberty, in Amite county, and for other purposes.”

They have passed a bill entitled,

“An act to authorize the Trustees of the Elizabeth female academy to raise a sum of money by lottery.”

They have passed a bill from the senate, entitled

“An act to divide Pike county into election districts,” with an amendment thereto.

They have also passed a bill entitled,

“An act making further provision for the erection and completion of the public buildings in Pike county, and for other purposes,”

With an amendment thereto, by way of rider ; in which they request the concurrence of the senate.

And then he withdrew,

The senate took into consideration the amendment proposed to the bill entitled "An act to divide Pike county into election districts ;" and .

On motion,

Resolved, that the same be agreed to.

Ordered, that the secretaay inform the house of representatives thereof.

The above mentioned bill, entitled

"An act to authorize the trustees of Elizabeth female academy to raise a sum of money by lottery,"

Sent for concurrence, was by unanimous consent read three times and passed.

Ordered, that the secretary inform the house of representatives thereof,

On motion,

The senate sesolved itself into a committee of the whole on the resolution from the house of representatives, relative to deposits of the United States' funds, Mr. Torrence in the chair, and after sometime spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the senate have had the said resolution under consideration, and have made an amendment thereto.

Ordered, that the said report be received and agree d to.

Agreeably to order, the bill to revise and consolidate the statutes of the state, was read the second time.

On motion of Mr. Runnells,

Ordered that the said bill be committed to a committee of the whole on Monday next.

Agreeably to order the bill, entitled

"An act to establish an additional election district in Warren county,"

As amended, was read the third time, and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act to divide the county of Greene and form a new county out of the same."

Mr. Ellis in the chair, and after sometime spent therein, Mr. President resumed the chair, and Mr. Ellis reported, that the committee of the whole have had said bill under consideration, and have made sundry amendments thereto.

On motion of Mr Ellis,

Resolved; that the several amendments be agreed to, and that the said amendments be engrossed, and the said bill as amended be read the third time to-morrow.

The bill entitled,

"An act making further provision for the erection and completion of the public buildings in Pike county," was by unanimous consent, read three times and passed.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed a bill, entitled

"An act to establish the fees of justices of the peace and constables, and for other purposes ;"

In which bill they request the concurrence of the senate.

And he then withdrew.

The said bill was read the first time.

On motion,

Ordered, that the said bill be read a second time to-morrow

On motion of Mr. Green,

The resolution from the house of representatives relative to deposits of the United States funds, as amended, was by consent, read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

Agreeably to order, the bill, entitled

"An act to establish election districts in Lawrence county," was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the bill, entitled

"An act to repeal part of an act entitled 'an act making further provision for the erection and completion of the public buildings of Adams county,'"

Was read the second time.

On motion,

Ordered, that the said bill be committed to a committee of the whole on Tuesday next.

On motion of of Mr. Johnson,

Ordered, that the bill entitled, "An act respecting guardians and their wards,"

Be referred to a select committee of two members.

Ordered,

That Messrs. Johnson and Runnells be the committee for the said purpose.

Agreeably to order the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act for the appointment of commissioners to fix on the permanent site of justice for Hancock county"

Mr. Green in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Green reported,

That the committee of the whole have had said bill under consideration, and have made some amendments thereto.

On motion of Mr. Green,

Ordered, that the said report be received.

The senate took into consideration the amendments proposed to the said bill, and the last amendment being further amended, it was

Resolved, that the said amendments be agreed to, and that they be engrossed, and the bill as amended, be read the third time to-morrow,

Mr. Nicholson gave notice that he would on to-morrow move for leave to introduce a bill for the relief of Abraham Hodger.

A Message from the House of Representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed a bill, entitled "An act for establishing a turnpike road from Woodville to the high water mark on the north bank of the Homochitto," in which bill they desire the concurrence of the senate,

And he then withdrew.

The said bill was read the first time,

On motion,

Ordered, that the said bill be read the second time to-morrow.

The further orders of the day were postponed until to-morrow.

On motion,

The Senate adjourned until to-morrow morning.

FRIDAY, JANUARY 28, 1820.

The Senate convened.

Members present—Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells and Torrence.

On motion of Mr. Nicholson,

Ordered, that the bill entitled

“An act to divide the county of Green, and form a new county out of the same,” be referred to a select committee of two members.

Ordered, that Messrs. Nicholson and Runnells be the committee for said purpose.

On motion of Mr. Ellis,

The bill from the house of representatives, entitled

“An act to authorize Alexander Frazer, to erect and keep a toll-bridge over the Bolleckitto, in Hancock county,” was referred to a committee of the whole, Mr Johnson in the chair, and after some time spent therein, Mr President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had said bill under consideration, and have made sundry amendments to the same.

On motion of Mr. Johnson,

Ordered, that the said report be received.

The senate took up the several amendments proposed to said bill, and

On motion of Mr. Johnson,

Resolved, that the said amendments be agreed to, and engrossed, and the bill as amended be read the third time on Monday next.

A Message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed the bill from the senate, entitled

“An act to incorporate the Amite Union Society for the acquisition and dissemination of useful knowledge.”

They have given leave to bring in

“A bill to establish additional election districts in Jefferson county.”

The governor did on the 26th inst. approve and sign

“An act to appoint commissioners to fix on a permanent site of justice in the county of Franklin for the erection of public buildings, and other purposes,”

And he then withdrew.

Mr. Turpin appeared and took his seat.

Mr. Nicholson, from the select committee to whom was referred the bill, entitled

"An act to divide the county of Green, and form a new county out of the same," reported an amendment to the said bill, and

On motion,

Ordered, that the said amendment be engrossed, and the bill as amended, read the third time to day.

Agreeably to order, the bill from the house of representatives, entitled

"An act for the appointment of commissioners to fix on the permanent site of justice for Hancock county, and for other purposes," as amended, was read the third time and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

On motion,

Ordered, that the consideration of the resolutions relative to the election of a major general, auditor of public accounts, and state treasurer, be postponed until Monday next.

Agreeably to order, the bill from the house of representatives, entitled

"An act for the emancipation of Juliet, a mulatto woman, lately the property of David Carradine, deceased,"

Was read the third time, and postponed indefinitely.

Ordered, that the secretary inform the house of representatives thereof.

Agreeably to order the bill, entitled

"An act to divide the county of Greene, and form a new county out of the same," as amended, was read the third time, and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

Agreeably to order, the bill from the house of representatives, entitled

"An act to establish a turnpike road from Woodville to the north bank of the Homochitto,"

Was read the second time.

On motion of Mr. Johnson,

Ordered, that the said bill be committed to a committee of the whole house, on Monday next, and that twenty-five copies thereof, be printed for the use of the senate.

Agreeably to order, the bill from the house of representatives, entitled

"An act confirming the emancipation of three slaves, Diana, Phebe and Pompey," as amended, was read the third time, and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

On motion of Mr. Johnson,

Ordered, that Mr. Green have leave of absence on to-morrow.

Mr. Nicholson, agreeably to notice given, moved for and obtained leave to bring in

"A bill for the relief of Absalom Horger,"

Which was presented, and read the first time.

Ordered, that the secretary inform the house of representatives thereof.

On motion,

The said bill was by consent read the second time, and ordered to be committed to a committee of the whole house on Monday next.

A message from the House of Representatives by Mr. Vandorn, their clerk.

Mr. President,

The governor having returned a

"A resolution to dissolve the bonds of matrimony heretofore subsisting between John Calvit and Frances Calvit,"

The house of representatives have again passed the said resolution, with an amendment thereto, in which amendment they desire the concurrence of the senate.

And he then withdrew:

On motion of Mr. Runnells,

Resolved, that the senate concur with the house of representatives in their amendment to said resolution.

Ordered, that the secretary inform the house of representatives thereof.

On motion,

The senate adjourned until to-morrow.

SATURDAY, JANUARY 29, 1820.

The senate convened—members present, Messrs. Dickson, Downs, Ellis, Johnson, Nicholson, Runnells, Torrence and Turpin.

Agreeably to order, the bill from the house of representatives, entitled

“An act for the better relief of the poor,” was read the second time.

On motion of Mr. Ellis,

Ordered, that the said Bill be committed to a committee of the whole on Wednesday next.

Mr. Johnson, from the joint committee appointed to inspect the statements exhibited by the President, Directors and company of the Bank of the State of Mississippi, to both houses of the general assembly, reported:

“That after a thorough examination of the books of said Bank, so far as relates to the object of the committee, they find said statements, fair and correct expositions of the affairs of the Bank.

The committee instruct me to report further, that they interrogated the President and Cashier, on various subjects relating to the business and management of said Bank; that the answers received were perfectly satisfactory to said committee, and that they feel a pleasure in reporting to the legislature, their entire approbation of the manner in which said Bank has been hitherto conducted—a manner honorable to the officers thereof, and useful to the community.

The capital stock of nine hundred thousand dollars has been subscribed and paid. The Bank has issued but a small proportion of the bills authorised by its charter. The specie on hand bears a fair proportion to the bills issued, and the committee are of opinion, that all the debts due said Bank are perfectly secured.

On motion of Mr. Johnson,

Ordered, that said report lie on the table.

Agreeably to order, the bill from the house of representatives, entitled

“An act to establish the fees of Justices of the Peace and Constables, and for other purposes,” was read the second time, and ordered to be committed to a committee of the whole on Wednesday next.

Agreeably to order, the bill from the house of representatives, entitled

“An act to authorize Alexander Frazer, to erect and keep a toll bridge over the Bollochitto, in Hancock county” was read the third time, as amended, and passed.

Ordered,

That the secretary inform the house of representatives

thereof, and desire their concurrence to the amendments proposed.

The following communication was received from David Holmes, late Governor of the State.

"Natchez, January 29, 1820.

SIR,

I have the honor to transmit to you a statement of the disbursements made on account of the contingent fund. It will be observed, that of the fifteen hundred dollars appropriated for that object, three hundred and eighty-seven dollars and sixty-five cents only, have been expended."

I am with great respect, Sir,
your obedient servant.

(Signed)

DAVID HOLMES.

*To the President
of the Senate.*

On motion,

Ordered, that the said communication, with the accompanying statement, lie on the table.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed a bill, entitled
"An act for the removal of the seat of government," in
✓ which bill they request the concurrence of the senate.

They have concurred in the amendments proposed by the senate to the bill, entitled

"An act to establish an election district in Warren county."

They have also concurred in the amendments made by the senate, to the resolution in relation to deposits of the United States funds. They have passed bills of the following titles, viz :

"An act to amend an act to incorporate the town of Liberty, in Amite county, and for other purposes."

"An act to authorize the administratrix of Robert B. Moore, to sell and convey a fractional section of land, situated on Pearl river, in Marion county," and

"An act to authorize the county court of Marion county, to lay a special tax for the completion of the public buildings in said county," in which bills they request the concurrence of the senate.

The House of Representatives have concurred in the amendments proposed by the Senate to the bill entitled

"An act for the appointment of Commissioners to fix on the permanent Seat of Justice for Hancock County, and for other purposes.

They have concurred in all the amendments made by the Senate to the Bill, entitled

"An act to divide the county of Greene, and form a new county out of the same," except the third and fourth amendments, to which they have disagreed.

The House of Representatives have agreed to the report of the joint committee appointed to examine and report the situation of the Bank of the state of Mississippi—and he then withdrew.

The Senate took into consideration the amendments above mentioned, disagreed to by the House of Representatives, and

On motion of Mr. Nicholson,

Resolved, that the Senate insist on their said amendments.

Ordered, that the Secretary inform the House of Representatives thereof.

The bills above mentioned sent for concurrence were severally read the first time.

Ordered, that the bill entitled,

"An act for the removal of the seat of Government," be read the second time on Tuesday next.

The bill entitled,

"An act to amend an act to incorporate the town of Liberty in Amite county, and for other purposes," was, by unanimous consent, read a second time, and ordered to be read a third time on Monday next.

On motion,

The bill entitled,

"An act to authorize the County Court of Marion county, to lay a special tax for the completion of the public buildings in said county," was ordered to be read the second time on Monday next.

On motion,

The bill entitled,

"An act to authorize the administratrix of Robert B. Moore to sell and convey a fractional section of land situated on Pearl River in Marion county," sent for concurrence, was, by unanimous consent, read a second time, and

On motion,

Ordered to be read the third time on Monday next.

Mr. Runnels from the joint committee of accounts to whom was referred the reports of the Auditor and Treasurer, reported, that they have considered and compared the said reports, and find them to correspond in relation to the receipts in the Treasury, and disbursements of the public money from the 27th January, to the 31st December 1819.

The committee have also examined and compared the warrants drawn by the Auditor of Public Accounts on the Treasury, which have been received and paid by the Treasurer up to the day and year last aforesaid, and find the same to agree with that part of the Treasurer's report.

The committee have also examined and compared the vouchers on which the Auditor issued his warrants, and find them supported by allowances and appropriations made and provided by the acts and resolutions of the General Assembly of this State.

The committee have compared the items contained in the Treasurer's report with the entries in his Book which relate to those items, and find them to agree; and they further state, that upon examination they find the balance of the public money contained in the Treasurer's report, to be deposited in the Bank of the State of Mississippi.

The committee on examining the different items of disbursements have found large sums audited on account of Regimental Adjutants' accounts.—They therefore recommend an amendment to the militia law.

On motion,

Ordered, that the said report lie on the table.

Mr. Dickson gave notice that he would on Monday next, ask leave to bring in a bill to repeal all laws authorizing more than one place for holding General Elections in each county within this State.

A message from the House of Representatives by Mr. Vandorn their clerk.

Mr. President.—The House of Representatives have agreed to the report of the Joint Committee on accounts, to whom were referred the reports of the Auditor of public accounts and the State Treasurer, and have passed a resolution to deface the Auditor's warrants.—In which resolution they request the concurrence of the Senate.

And he then withdrew.

The motion of Mr. Runnels.

Resolved, that the Senate return with the House of Representatives in the said resolutions.

Ordered,

That the Secretary inform the House of Representatives thereof.

On motion,

The Senate adjourned until Monday next.

MONDAY, JANUARY 31, 1820.

The Senate convened—members present, Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnels, Torrence and Turpin.

Mr. Dickson, agreeably to notice given, moved for, and obtained leave to bring in a bill to repeal the several acts authorizing Election Districts in the several counties within this state; which was presented and read the first time.

Ordered,

That the Secretary inform the House of Representatives thereof.

On motion,

Resolved unanimously, that the said bill be now read the second time.

On motion,

Ordered, that the said bill be committed to a committee of the whole House on to-morrow.

Mr. Nicholson, from the committee on enrolled bills, reported, that they examined the following bills and resolutions, and found them correctly enrolled, viz:

"An act to establish additional Election Districts in Lawrence county."

"An act to authorize the Trustees of the Elizabeth Female Academy to raise a sum of money by Lottery."

"An act making further provision for the erection and completion of the public buildings of Pike county, and for other purposes."

"An act to establish an additional Election District in Warren county."

"An act to incorporate the United Farmers and Merchants Association and to provide for the regulation and management of said Association."

"An act to amend the Public Laws relating to the Election Districts."

"An act to authorize a Lottery for the purpose of raising a fund for the improvement of the great northern road leading from Baltimore to the Potomac river and on to the ocean."

"An act to amend the Public Laws relating to the Election Districts."

the permanent seat of Justice for Hancock county."

"A resolution to dissolve the bonds of matrimony between John Cabot and Frances Cabot."

"A Resolution relative to - Disposition of the United States funds," and "resolutions as to parts of entry at the mouth of Pearl and Paganua Rivers."

On motion,

The Senate resolved itself into a committee of the whole on the resolution from the House of Representatives relative to the election of an Auditor of public accounts, and State Treasurer, Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had the said resolution under consideration, and have made an amendment thereto.

On motion,

Ordered, That the said report be received, and agreed to.

Ordered, That the Secretary inform the House of Representatives thereof, and desire their concurrence to the amendment proposed.

Agreeably to order, the Senate resolved itself into a committee of the whole, on the bill entitled

"An act for the relief of Absalom Horger," Mr. Green in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Green reported, that the committee of the whole have had said bill under consideration, and have made an amendment thereto.

On motion,

Ordered, that the said report be received.

On motion,

Resolved, That the amendment be agreed to, and the bill as amended be engrossed, and read the third time to-morrow.

Agreeably to order the Senate resolved itself into a committee of the whole on the bill entitled

"An act to revise and consolidate the statutes of the State," Mr. Downs in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Downs reported, that the committee of the whole have had under consideration the said bill, made progress therein, and ask leave to sit again.

On motion,

Ordered, that the said report be received, and that the further consideration of the said report be postponed until Wednesday next.

Agreeably to order the bill from the House of Representatives entitled

"An act to amend the several laws, to suppress the evil and practice of 'gaming,'" was read the third time and passed. Ordered, that the Secretary return the House of Representatives thereof.

A message from the House of Representatives by Mr. Sanders their clerk.

Mr. President,

The Speaker of the House of Representatives, has signed the following bills and resolutions, to wit,

"An act to establish additional Election Districts in Lawrence county."

"An act to authorize the Trustees of the Elizabeth Female Academy to raise a sum of money by Lottery."

"An act making further provision for the erection and completion of the public buildings of Pike county, and for other purposes."

"An act to establish an additional Election District in Warren county."

"An act to incorporate the Amite Union Society for the acquisition and dissemination of useful knowledge."

"An act to divide Pike county into Election Districts."

"An act to authorize a Lottery for the purpose of raising a fund for the improvement of the Great Market road leading from Holmesville in Pike county, to Covington in Louisiana."

"An act for the appointment of Commissioners to fix on the permanent seat of Justice for Hancock county," and for other purposes."

"A resolution to dissolve the bonds of matrimony heretofore subsisting between John Calvit and Frances Calvit."

"A resolution relative to deposits of United States funds," and "resolutions as to Ports of Entry at the mouths of Pearl and Pascagoula rivers," which are now presented for the signature of the President of the Senate. They have given leave to bring in a bill to emancipate William, a person of color, also a bill to change the time of holding the county Courts of Marion county.

The House of Representatives have passed a bill entitled

"An act to incorporate the town of Warrenton in Warren county. Also a bill entitled

"An act for the punishment of crimes and misdemeanors."

In which bills they request the concurrence of the Senate. They have concurred in the amendments proposed by the

Senate, to the bill entitled

"An act to authorize Alexander Frazer to erect and keep a Toll-bridge over the Bollechitto in Hancock county." They have also concurred in the amendments made by the Senate to the bill entitled

"An act confirming the emancipation of three slaves, Diana, Phœbe and Pompey." They have also concurred in the amendments made to the resolution to go into the election of an auditor of Public accounts and State Treasurer.

The House of Representatives request a conference on the subject-matter of amendment and disagreement to the bill entitled

"An act to divide the county of Greene, and form a new county out of the same," and have, on their part, appointed Messrs. Damaron, McDonald and Watts, a committee to confer with such committee as may be appointed by the Senate, on the matter aforesaid," and he then withdrew.

On motion,

Ordered that Messrs. Nicholson and Runnels be the committee on the part of the Senate for said conference.

Ordered, that the Secretary inform the House of Representatives thereof.

The bill above mentioned entitled

"An act to incorporate the town of Warrenton in Warren county" was, by unanimous consent, read the first and second times.

On motion of Mr. Downs,

Ordered that the said bill be committed to a committee of the whole house on to-morrow.

The bill entitled "an act for the punishment of crimes and misdemeanors," was read the first time.

Ordered, That the said bill be read the second time to-morrow.

Agreeably to order, the bill entitled

"An act to authorise the administratrix of Robert B. Moore, deceased, to sell and convey a fractional section of land, situated on Pearl River, in Marion county," was read the third time and passed, yeas 6, nays 1. The yeas and nays being called for, those who voted in the affirmative were Messrs. Dickson, Downs, Green, Johnson, Nicholson and Turpin—Mr. Runnels voted in the negative, so the bill was passed.

Ordered, that the Secretary inform the House of Representatives thereof.

Agreeably to order, the bill from the House of Representatives entitled

"An act to authorize the County Court of Marion county, to lay a special tax for the completion of the Public Buildings in said county," was by unanimous consent, read the second and third times, and passed.

Ordered, that the Secretary inform the House of Representatives thereof.

Mr. Runnels presented a resolution to dissolve the bonds of matrimony heretofore subsisting between Rhuamah Seal and Littleton Seal, which was, by consent, read the first and second times.

On motion,

Ordered, that the said resolution be engrossed and read the third time to-morrow.

Mr. Runnels moved for and obtained leave to bring in a bill for the trial of Justices of the Peace and Constables, charged with mal-practice in office, which was presented and read the first time.

Ordered, that the Secretary inform the House of Representatives thereof.

Ordered, that the said bill be read the second time to-morrow.

Mr. President having signed the several enrolled bills and resolutions, this day presented, they were delivered to the committee on enrolled bills, to be laid before the Governor for his approbation.

The further orders of the day were postponed until to-morrow.

On motion,

The Senate adjourned until to-morrow.

TUESDAY, FEBRUARY 1, 1820.

The Senate convened—members present, Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnels, Torrénce and Turpin

Mr. Nicholson, from the joint committee on enrolled bills reported that they presented the following bills and resolutions to the Governor for his approbation, viz :

"An act to establish additional Election Districts in Lawrence county."

"An act to authorize the Trustees of the Elizabeth Female Academy to raise a sum of money by Lottery."

"An act making further provision for the erection and completion of the Public Buildings in Pike county, and for other purposes."

"An act to establish an additional Election District in Warren county."

"An act to incorporate the Amite Union Society for the acquisition and dissemination of useful knowledge."

"An act to divide Pike county into Election Districts."

"An act to authorise a Lottery for the purpose of raising a fund for the improvement of the Great Market Road leading from Holmeesville in Pike county, to Covington in Louisiana."

"An act for the appointment of Commissioners to fix on the permanent seat of Justice in Hancock county, and for other purposes."

"A resolution to dissolve the bonds of matrimony heretofore subsisting between John Calvit and Frances Calvit."

"A resolution relative to deposits of the United States funds," and

"Resolutions as to Ports of Entry at the mouth of Pearl and Pascagoula Rivers."

Mr. Nicholson from the select committee to whom was referred the petition of sundry citizens of Jackson county, reported a bill, which was presented and read the first and second times.

On motion,

Ordered, that the said bill be committed to a committee of the whole House on to-morrow."

Mr. Nicholson from the committee of conference on the subject-matter of amendment, and disagreement, between the two Houses, to the bill entitled

"An act to divide the county of Greene and form a new county out of the same," reported, that they have conferred freely on the subject, and recommend to the two Houses the following, to wit: they recommend to the Senate to recede from their proposed amendments. They also recommend to the two Houses to strike out in the 5th section, 7th line, after the word "County" to the end of said section, which included the 4th proposed amendment by the Senate

On motion,

Resolved, that the said report be received and agreed to.

Ordered, that the Secretary inform the House of Representatives thereof.

The engrossed bill, entitled

"An act for the relief of Absalom Horger, was read the third time and passed.

Ordered, that the Secretary inform the House of Representatives thereof, and desire their concurrence to the same.

Agreeably to order the senate resolved itself into a committee of the whole on the bill, entitled

"An act to incorporate the town of Warrenton in Warren county."

Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole had said bill under consideration, and made an amendment thereto.

On motion,

Ordered that said report be received and agreed to, and that the amendment be engrossed, and the said bill be read the third time to-morrow.

Agreeably to order, the resolution to dissolve the bonds of matrimony heretofore subsisting between Rhuhamah Seal and Littleton Seal, was read the second and third times, and passed by the constitutional majority of two thirds.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

The bill entitled,

"An act for the trial of justices of the peace and constables for mal-practice in office,"

Was read the second time.

On motion of Mr. Runnells;

Ordered, that the said bill be committed to a committee of the whole house on to-morrow.

Mr. Johnson gave notice that he would on to-morrow ask for leave to bring in a bill to prohibit the bank of the state of Mississippi and the several branches thereof, from protesting and collecting by suit, notes or bills of exchange, not the property of the said bank.

Agreeably to order the senate resolved itself into a committee of the whole on the bill entitled,

"An act to repeal the several acts authorising election districts in the several counties within this state,"

Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported, that the committee have had said bill under consideration, and have made an amendment thereto.

On motion,

Ordered that the said report be received and agreed to.

Ordered,

That the said bill, as amended, be engrossed, and read the third time to-morrow.

On motion,

Ordered that the bill from the house of representatives, entitled

"An act to amend an act to incorporate the town of Liberty in Amite county, and for other purposes,"

Be referred to a select committee of two members.

Ordered,

That Messrs. Torrence and Turpin be the committee for said purpose.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr President,

The house of representatives have concurred in the report of the joint committee of conference on the subject matter of amendment and disagreement to the bill, entitled

"An act to divide the county of Green, and form a new county out of the same"

They have given leave to bring in a bill to annex a part of Lawrence county to the county of Marion.

And then he withdrew.

The senate took into consideration the report of the joint committee of conference, on the subject matter of amendment and disagreement to the bill, entitled

"An act to incorporate the Pearlington company," and

Resolved, that the said report be disagreed to, and that the senate request a second conference on said subject

Ordered, that the secretary inform the house of representatives thereof.

Agreeably to order the bill from the house of representatives, entitled

"An act for the punishment of crimes and misdemeanors,"

Was read the second time.

On motion,

Ordered, that the said bill be committed to a committee of the whole house on Thursday next.

Mr Green submitted the following resolution:

Resolved, that the new member from the senatorial district, composed of the county of Adams, be classed with class No. 3, and that on to-morrow the senate will determine by lot which of the two members returned for said district, shall be denominated the new member?

On motion,

Ordered, that the said resolution lie on the table.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr President,

The house of representatives are ready to receive the senate in the representative chamber, for the purpose of electing an auditor of public accounts and state treasurer.

And he then withdrew

The senate accordingly repaired to the representative chamber, and the general assembly proceeded first to vote for a treasurer of the state, *viva voce*, and on counting the votes it appeared that Mr Peter P Schuyler had thirty-seven votes, being the unanimous vote of both houses, and was by Mr President of the senate, declared to be legally and constitutionally elected treasurer of the state of Mississippi. The general assembly then proceeded to elect, *viva voce*, an auditor of public accounts, and on counting the votes it appeared that Mr John Richards had twenty one votes, and Mr Robert Tockmorton sixteen; whereupon Mr President declared that Mr. Richards was legally and constitutionally elected auditor of public accounts for the state of Mississippi; and then the senate withdrew to their chamber,

The several orders of the day were further postponed until to-morrow.

On motion,

The senate adjourned until to-morrow.

WEDNESDAY FEBRUARY 2, 1820.

The senate convened.

Members present—Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Torrence from the select committee to whom was referred the the bill to amend the act to incorporate the town of Liberty in Amite county,

Reported an amendment as follows,

And be it further enacted, that hereafter the president of the town council of Liberty shall have, possess and enjoy, all the powers, privileges and immunities of a justice of the peace for the county of Amite any law, usage or custom to the contrary notwithstanding.

Resolved, that the said amendment be adopted and engrossed, and that the said bill as amended, be read the third time to-morrow.

Agreeably to order, the senate resolved itself into a com-

mittee of the whole on the bill from the house of representatives, entitled

An act to repeal part of the act, entitled an act making further provision for the erection and completion of the public buildings of Adams county."

Mr. Nicholson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Nicholson reported, that the committee of the whole have had said bill under consideration, and have amended the same.

On motion.

Ordered, that the said report be received.

On motion to agree to said report,

It passed in the affirmative.

On motion to postpone indefinitely the said bill,

It passed in the affirmative. Yeas 6—Nays 3.

The yeas and nays being called for,

Those who voted in the affirmative, were

Mr. Downs,
Ellis,
Green,

Mr. Johnson,
Nicholson,
Torrence,

Those who voted in the negative, were

Mr. Dickson,
Runnells.

Mr. Turpin,

So the bill was indefinitely postponed.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have agreed to a second conference on the subject of amendment and disagreement to the bill

"To incorporate the Pearlington company,"

And for that object have appointed Messrs. Jourdan, Scott and M'Donald

They have passed a resolution relating to the adjournment of the two houses, in which resolution they request the concurrence of the senate.

And then he withdrew.

A message from the governor by Mr. Burns his private secretary.

Mr. President,

I am directed to inform the senate that the governor did on the 1st instant, approve and sign the following acts which originated in the senate, viz.

An act to divide Pike county into election districts.

An act to authorize a lottery for the purpose of raising a fund for the improvement of the great market road leading from Holmesville in Pike county, to Covington in Louisiana. And

An act to incorporate the Amite Union Society for the acquisition and dissemination of useful knowledge,

Which are deposited in the office of the secretary of state.

And he then withdrew.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn their clerk,

Mr President,

The house of representatives have given leave to bring in a bill for the relief of Andrew Montgomery.

The governor did on the first inst approve and sign the following acts and resolutions, which originated in the house of representatives, viz.

An act to establish additional election districts in Lawrence county

An act to authorize the trustees of the Elizabeth Female Academy, to raise a sum of money by lottery.

An act for the appointment of commissioners to fix on the permanent seat of justice for Hancock county, and for other purposes.

An act making further provision for the erection and completion of the public buildings of Pike county, and for other purposes.

An act to establish an additional election district in Warren county.

And

A resolution to dissolve the bonds of matrimony heretofore subsisting between John Calvit and Frances Calvit.

The house of representatives have passed a bill, entitled "An act to raise a revenue."

Also,

"An act to change the time of holding the county courts of Marion county."

Also,

"An act to incorporate the Columbian academy, by the name and style of the President and trustees of the Columbian Academy."

In which bills they desire the concurrence of the senate,
And he then withdrew

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

An act for the removal of the seat of government,

Mr. Downs in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Downs reported, that the committee of the whole have had said bill under consideration, and have made no amendment thereto.

Which report was received.

On motion,

Resolved, that said report be agreed to.

On motion of Mr. Johnson to postpone the said bill indefinitely,

It passed in the affirmative. Yeas 5—Nays 4.

Those who voted in the affirmative, were

Mr. Downs,

Mr. Johnson,

Ellis,

Turpin,

Green,

Those who voted in the negative, were

Mr. Dickson,

Mr. Runnells,

Nicholson,

Torrence.

So the bill was postponed indefinitely.

Ordered,

That the secretary inform the house of representatives thereof.

The resolution from the house of representatives relative to an adjournment, was read the first and second times.

On motion,

Ordered, that the consideration of said resolution be postponed until Monday next.

The bill from the house of representatives, entitled

"An act to raise a revenue."

Was read the first time.

On motion,

Ordered, that the said bill be read the second time on Friday next.

The bill from the house of representatives, entitled

An act to change the time of holding the county courts of Marion county,

Was read the first time.

On motion,

Ordered, that the said bill be read the second time to-morrow.

The bill from the house of representatives, entitled
An act to incorporate the Columbian Academy, by the name and style of the president and trustees of the Columbian academy,

Was read the first time.

On motion of Mr. Dickson,

Unanimously agreed that the said bill be now read the second and third times.

Resolved, that the said bill pass.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order the bill, entitled

An act to incorporate the town of Warrenton, in Warren county,

Was read the third time as amended, and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

Mr. Nicholson from the joint-committee on enrolled bills,

Reported,

That they examined the following enrolled bills, and find the same correctly enrolled, viz.

An act to authorize the administratrix of Robert B Moore, to sell and convey a fractional section of land, situated on Pearl river in Marion county.

An act to authorize the county court of Marion county, to lay a special tax for the completion of the public buildings in said county

An act confirming the emancipation of three slaves, Diana, Phebe and Pompey,

An act to amend the several laws to suppress the evil practice of gaming,

"An act to authorize Alexander Frazer, to erect and keep a toll bridge over the Bollochitto, in Hancock county," and

"An act to divide Green county, and form a new county out of the same."

Agreeably to notice given, Mr. Johnson moved for and obtained leave to bring in a bill to prohibit the Bank of the state

of Mississippi, from protesting or collecting by suit, notes or bills of exchange, not the property of said Bank.

On motion of Mr. Johnson,

Ordered,

That a committee of three members be appointed to prepare and report a bill for said purpose.

Ordered,

That Messrs. Johnson, Green and Turpin be the committee therefor.

On motion of Mr. Johnson,

Ordered,

That the foregoing journal as far as the same respects the election of state officers be corrected, by inserting the names of the respective candidates, and the members voting for them.

For a public printer.

For Mr. Richard C. Langdon—Messrs. Dickson, Nicholson, Cleveland, Cooper, Dickson, Davis, (Am.) Gardner, Garner, Johnson, Lea, Liddell, Montgomery, M'Donald, Robertson, Ship, Winston, Willis and Winn.—18.

For Mr. Andrew Marschalk—Messrs. Downs, Ellis, Green, Johnson, Runnells, Turpin, Grayson, Lenoir and Watts.—9.

For Mr. Peter Isler—Messrs. Turner, Davis, (Jeff.) Jourdan, Runnells and Scott.—5.

For a secretary of state.

For Mr. Daniel Williams—Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence, Turpin, Carson, Cleveland, Cooper, Dunbar, Dickson, Davis, (Jeff.) Davis, (Am.) Grayson, Gardner, Garner, Gibson, Johnson, Jourdan, Lea, Lenoir, Montgomery, M'Mannis, M'Donald, Robertson, Runnells, Scott, Shipp, Winston, Willis, Watts and Winn.—35. unanimous.

For Peter P. Schuyler, as state treasurer, the vote was also unanimous, as follows, viz:

Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence, Turpin, Turner, (Sp.) Carson, Cleveland, Cooper, Dunbar, Dickson, Davis, (Jeff.) Dameron, Davis, (Am.) Grayson, Gardner, Garner, Gibson, Johnson, Jourdan, Lea, Lenoir, Liddell, Montgomery, M'Mannis, M'Donald, Robertson, Runnells, Scott, Ship, Winston, Willis, Watts and Winn.—37.

For an auditor of public accounts—Messrs. Richards and Throckmorton, candidates.

For Mr. John Richards—Messrs. Nicholson, Runnells, Tor-

rence, Turpin, Turner, (Sp.) Cleaveland, Cooper, Dunbar, Davis, (Am.) Grayson, Gardner, Garner, Johnson, Jourdan, Lea, Lenoir, Liddell, McDonald, Runnells, Shipp and Watts—21.

For Mr. Robert Throckmorton—Messrs. Dickson, Downs, Green, Johnson, Carson, Dickson, Davis, (Jeff.) Dameron, Gibson, Montgomery, M'Manis, Robertson, Scott, Winston, Willis and Winn.—16.

The further orders of the day were postponed until to-morrow.

On motion,

The senate adjourned until to-morrow.

THURSDAY, FEBRUARY 3, 1820.

The senate convened—members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Johnson from the select committee appointed to prepare and report a bill to prohibit the Bank of the state of Mississippi from protesting and collecting by suit, notes or bills of exchange, presented the same, which was read the first and second times, and ordered to be committed to a committee of the whole on to-morrow.

On motion of Mr. Nicholson,

Ordered,

That the senate agree to a second conference on the subject of amendment and disagreement to the "bill to incorporate the Pearlington company."

Ordered,

That Messrs. Nicholson and Johnson be the committee, on the part of the senate for said purpose.

Ordered,

That the secretary inform the house of representatives thereof.

On motion of Mr. Johnson,

Ordered,

That the committee of the whole be discharged from the consideration of the bill to prohibit the bank of the state of Mississippi, from protesting and collecting by suit, notes or bills of exchange, and that the said bill be engrossed, and read a third time to-morrow.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act to establish the fees of justices of the peace and constables," Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made sundry amendments thereto.

On motion,

Ordered, that the said report be received.

The senate proceeded to take the proposed amendments into consideration, and

On motion,

Resolved that the said amendments be agreed to, and

On motion,

That the bill be further amended by striking out the salary of the chief justice of Wilkinson county, it passed in the negative, yeas 2 nays 6 The yeas and nays being called for, those who voted in the affirmative, were Messrs Dickson and Runnells—those who voted in the negative were Messrs. Downs, Ellis, Green, Johnson Torrence and Turpin.

Ordered,

That the said amendments be engrossed, and the bill as amended be read the third time to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have passed the "resolution from the senate to dissolve the bonds of matrimony heretofore subsisting between Rhuhamah Seal and Littleton Seal," with an amendment to the same, in which amendment they request the concurrence of the senate.

The Speaker of the house of representatives has signed the following enrolled bills, which are now presented to the president of the senate for his signature, viz:

"An act to authorize the administratrix of Robert B. Moore, to sell and convey a fractional section of land, situated on Pearl river, in Marion county."

"An act to authorize the county court of Marion county, to lay a special tax for the completion of the public buildings in said county."

"An act confirming the emancipation of three slaves, Diana, Phebe and Pompey,"

"An act to amend the several laws to prevent the evil practice of gaming."

"An act to authorize Alexander Frazer to erect and keep a toll bridge over the Bollochitto, in Hancock county," and

"An act to divide Green county, and form a new county out of the same."

And he then withdrew.

The president having signed the said enrolled bills, they were delivered to the committee on enrolled bills to be laid before the governor for his approbation.

The senate took into consideration the amendment proposed by the house of representatives to the resolution to dissolve the bonds of matrimony heretofore subsisting between Rhuamah Seal and Littleton Seal.

On motion,

Resolved that the said amendment be agreed to.

Ordered,

That the secretary inform the house of representatives thereof.

The senate resolved itself into a committee of the whole on the "bill to revise and consolidate the statutes of the state."

Mr. Johnson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had said bill under consideration, and have made some amendments thereto.

On motion,

Ordered that the said report be received.

The senate took into consideration the amendments proposed to the same, and

On motion of Mr. Johnson,

Resolved, that the amendments be agreed to.

On motion of Mr. Green, to strike out the words "the executive of the state" and insert the words "the general assembly in joint meeting," it passed in the negative, yeas 4, nays 5. The yeas and nays being called for, those who voted in the affirmative were Messrs. Dickson, Green, Johnson and Torrence—those who voted in the negative were Messrs. Downs, Ellis, Nicholson, Rynnells and Turpin, so the amendment was lost.

On motion of Mr. Green, to adopt the following amendment, viz:

After the word *state*, in the 4th line of the 1st section, insert the words *by and with the advice and consent of a majority of the judges of the supreme court*. It passed in the affirmative, yeas 7 nays 2. The yeas and nays being called for, those who voted in the affirmative, were Messrs. Dickson, Ellis, Green, Johnson, Nicholson, Torrence and Turpin—those who voted in the negative, were Messrs. Downs and Rynnells.

On motion,

Ordered, that the said bill as amended be engrossed, and read a third time to-morrow.

Agreeably to order, the bill from the house of representatives, entitled

"An act to incorporate the town of Liberty, in Amite county, and for other purposes," as amended, was read the third time, and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

On motion of Mr. Runnells to reconsider the vote taken this day, on the amendment to the resolution, to dissolve the bonds of matrimony, heretofore subsisting between Rhuhamah Seal and Littleton Seal.

Resolved, that the senate disagree to the amendment proposed by the house of representatives to said resolution.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill, from the house of representatives, entitled

"An act for the appointment of commissioners to fix on the permanent seat of justice of Jackson county."

Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had the said bill under consideration, and have made no amendment thereto.

Ordered, that the said report be received and agreed to.

Ordered,

That the said bill be read the third time to-morrow.

On motion,

Ordered, that Mr. Ellis be excused for his non-attendance on Monday and Tuesday last.

The further orders of the day were postponed until to-morrow.

On motion,

The senate adjourned until to-morrow.

FRIDAY FEBRUARY 4, 1820.

The senate convened,

Members present—Messrs. Dickson, Downs, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Dickson from the joint committee on militia laws, to whom was referred the report of the adjutant general made in pursuance of a resolution of the general assembly passed at their last session,

Reported,

That the committee have instructed him to report the system without amendment.

Ordered,

That the said report lie on the table.

Mr. Green appeared and took his seat.

A message from the house of representatives by Mr. Vandorn their clerk,

Mr. President,

The house of representatives have passed a bill, entitled
An act to increase the salary of the district attorney of the fourth judicial district,

In which bill they desire the concurrence of the senate.

They have passed the bill from the senate, entitled

An act for the relief of Absalom Horger.

The house of representatives have given leave to introduce a bill, entitled

An act to reduce into one, the several acts concerning the organization and discipline of the militia of this state, and to repeal the laws heretofore enacted on that subject.

They have passed a bill, entitled

An act to amend an act, entitled "an act appointing commissioners to lay out a road from Natchez to Port Gibson, in Claiborne county."

In which bill they desire the concurrence of the senate.

And he then withdrew.

The bill first above mentioned,

Was by unanimous consent read the first and second times, and

On motion,

Ordered, to be committed to a committee of the whole tomorrow.

The bill last above mentioned,

Was by unanimous consent read the first and second times.

On motion,

Ordered,

That the said bill be committed to a committee of the whole on Monday next.

Mr. Nicholson from the committee on enrolled bills,

Reported,

That they presented the following bills to the governor for his approbation, viz.

An act to authorize the administratrix of Robert B. Moore to sell and convey a fractional section of land, situated on Pearl river in Marion county.

An act to authorize the county court of Marion county, to lay a special tax for the completion of the public buildings in said county.

An act confirming the emancipation of three slaves, Diana, Phebe and Pompey,

An act to amend the several laws to suppress the evil practice of gaming,

"An act to authorize Alexander Frazer, to erect and keep a toll bridge over the Bollochitto, in Hancock county,"

And

"An act to divide Green county, and form a new county out of the same."

Mr. Ellis appeared and took his seat.

Agreeably to order, the senate resolved into a committee of the whole, on the bill entitled

An act for the punishment of crimes and misdemeanors,

Mr. Nicholson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Nicholson reported, that the committee of the whole have had said bill under consideration, and have made an amendment to the same.

Ordered,

That the said report be received.

On motion of Mr. Nicholson,

Resolved, that said report be agreed to.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have given leave to bring in a

"Bill directing the mode of proceeding in cases of escheats,"

Also a

"Bill directing the mode of proceeding against justices of the peace charged with misdemeanor in office,"

Also a

"Bill to emancipate Boss, a man of color,"

The house of representatives have passed a bill, entitled
An act to render legitimate William Murfee, the reputed son of Pharoah Knowland, and for other purposes.

In which bill they desire the concurrence of the senate.

The house have concurred in the amendment proposed by the senate to the bill, entitled

An act to incorporate the town of Warrenton, in Warren county.

The house of representatives have passed a bill, entitled

An act to authorize Ann Lewis to sell the certificate for one quarter section of land in Covington county.

In which bill they desire the concurrence of the senate.

The governor did on the 3d inst approve and sign the following acts, viz:

An act to authorize the administratrix of Robert B. Moore to sell and convey a fractional section of land, situated on Pearl river in Marion county.

An act to amend the several laws to suppress the evil practice of gaming.

"An act to divide the county of Green, and form a new county out of the same"

An act confirming the emancipation of three slaves, Diana Phebe and Pompey.

An act to authorize the county court of Marion county, to lay a special tax for the completion of the public buildings in said county.

And

An act to authorize Alexander Frazer, to erect and keep a toll bridge over the Bollechitto, in Hancock county.

The house of representatives have passed a bill, entitled

An act to provide for the election of commissioners to fix on the permanent site of justice for the county of Adams, and for other purposes.

In which bill they desire the concurrence of the senate.

And he then withdrew.

The senate proceeded to consider the report of the committee of the whole, on the bill entitled

"An act for the punishment of crimes and misdemeanors,"

On motion of Mr. Runnells,

To strike out the words "or selling" in the 2d and 3d lines of the 7th section,

Mr. Runnells withdrew his motion, and

Mr. Green moved to strike out from the word "person" in the 3d line, and 7th section, to the word "and" in the 8th line of the same section, and in lieu thereof, insert the following words,

"Knowing such free person to have been stolen, when, he she or they, came into possession of such free person so sold as a slave,"

And it passed in the negative.

On motion,

The senate adjourned until 3 o'clock P. M.

THREE O'CLOCK IN THE EVENING.

The senate convened.

The two first bills above mentioned, sent this day for concurrence,

Were by unanimous consent twice read.

On motion,

Ordered, that the bill entitled

"An act to render legitimate William Murfee, the reputed son of Pharoah Knowland, and for other purposes,"

Be read the third time to-morrow.

On motion,

Ordered, that the bill entitled

An act to authorize Ann Lewis to sell the certificate for a quarter section of land in Covington county,

Be referred to a committee of the whole house to-morrow.

The bill entitled

An act to provide for the election of commissioners to fix on the permanent site of justice for Adams county, and for other purposes,

Sent for concurrence,

Was read the first time, and

Ordered, to lie on the table

Mr. Dickson submitted the following resolution:

"Whereas, during the late war with Great Britain, large supplies of provisions and forage were furnished the officers employed in the quartermaster's department in the service of the United States, by many citizens of this state; and whereas, for want of formality or from some cause unknown, no provision has been made for the payment of the same, therefore,

Be it resolved by the senate and house of representatives of the state of Mississippi in general assembly convened,

that his excellency the Governor be, and he is hereby requested to open a correspondence with the proper department on this subject, and press the justness and necessity of some provision being made for the payment of the same.

The said resolution being twice read, was ordered to be engrossed, and read the third time to-morrow.

The senate resumed the consideration of the bill, entitled
"An act for the punishment of crimes and misdemeanors,"

And on motion,

Ordered, that the same be postponed until to-morrow.

The engrossed bill, entitled

"An act to prohibit the bank of the state of Mississippi from protesting and putting in suit notes or bills of exchange,"

Was read the third time and passed, yeas 6—nays 2.

The yeas and nays being called for, those who voted in the affirmative, were

Messrs. Ellis, Green, Johnson, Nicholson, Torrence and Turpin.

Those who voted in the negative, were

Messrs. Dickson and Runnells.

Resolved, that the title thereof be

"An act to prohibit the bank of the state of Mississippi from protesting or recovering by suit, certain notes and other papers therein mentioned."

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

A message from the house of representatives by Mr. Vandorn their clerk:

Mr. President,

The house of representatives have concurred in the report made by the second committee of conference, on the subject of amendment and disagreement to the bill, entitled

"An act to incorporate the Pearlington company,"

And he then withdrew.

Mr. Nicholson, from the second committee of conference on the subject matter of amendment and disagreement to the Bill, entitled

"An act to incorporate the Pearlington company."

Reported, that they recommend to the senate to agree to the report of the first committee of conference on that sub-

ject, and recommend to both houses to adopt the following, to the end of the second section, to wit:

"Provided that nothing in this act shall be so construed as to authorize said company to establish a bank, or issue any paper as a circulating medium."

On motion.

Ordered, that the said report be received and agreed to.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order the bill from the house of representatives, entitled

"An act to establish the fees of justices of the peace and constables, and for other purposes,"

As amended, was read the third time.

On motion of Mr. Runnells to amend the said bill by a rider, Mr. President decided that the motion was out of order, and on an appeal from the decision of the president, the senate concurred in his decision, and the bill was passed as amended.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

Agreeably to order the engrossed bill, entitled

"An act to revise and consolidate the statutes of this state,"

Was read the third time and passed.

Yeas 7, nays 2.

The yeas and nays being called for, those who voted in the affirmative were,

Messrs. Downs, Ellis, Green, Johnson, Nicholson, Torrence and Turpin.

Those who voted in the negative were,
Messrs. Dickson and Runnells.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

On motion of Mr. Johnson,

Resolved, that the senate reconsider their vote on the postponement of the consideration of the bill, entitled

"An act for the punishment of crimes and misdemeanors."

On motion of Mr. Nicholson to adopt the following amendment, sec. 5, line 11, strike out the words "at the discretion

of the court," and insert in lieu thereof "to be assessed by the jury trying the same," it passed in the negative.

Yeas 3, nays 6.

The yeas and nays being called for, those who voted in the affirmative were,

Messrs Dickson, Nicholson, and Runnells.

Those who voted in the negative were,

Messrs. Downs, Ellis, Green, Johnson, Torrence and Turpin

On motion,

Ordered, that the said bill be read the third time to-morrow.

Agreeably to order the bill entitled

"An act for the appointment of commissioners to fix on the permanent site of justice for Jackson county,"

Was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

The senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act directing the mode of choosing electors for president and vice president of the United States,"

"Mr Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made no amendment thereto.

Ordered, that the said report be received and agreed to.

On motion,

The said bill was read the third time, and

Resolved, that the same do pass.

Ordered,

That the secretary inform the house of representatives thereof.

The senate took into consideration the resolution of the first instant, relative to the classing of a senator, and the same being amended as follows,

"Resolved, that the new member from the senatorial district composed of the county of Adams, be classed with class No. 3, whose term of service shall expire at the end of one year, from the last general election, and that forthwith the senate shall determine by lot which of the two members returned from said district shall be denominated the new member."

The senate proceeded to determine accordingly, and upon drawing the lots, Mr. Turpin was declared the new member, whose term of service will expire in one year, and Mr. Green was declared to be the sitting member, and successor to Mr. Postlethwaite, whose term of service will expire in three years from the last general election.

On motion,

The senate adjourned until to-morrow.

SATURDAY, FEBRUARY 5, 1820.

The senate convened—members present, Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Agreeably to order, the bill from the house of representatives, entitled

“An act for the punishment of crimes and misdemeanors,” was read the third time and passed, as amended.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have passed a bill, entitled

“An act to appoint commissioners to fix on the public site in Covington county and for other purposes,” also

“An act for the relief of Andrew Montgomery,” in which bills they request the concurrence of the senate.

The house of representatives have concurred in the amendment made by the senate to the bill, entitled

“An act to amend an act to incorporate the town of Liberty, in Amite county and for other purposes.”

They have receded from their amendment proposed to the resolution to dissolve the bonds of matrimony heretofore subsisting between Rhuamah Seal and Littleton Seal.”

And he then withdrew.

The bill first above mentioned, was by unanimous consent, read the first and second times, and

On motion of Mr. Runnells,

Ordered,

That the said bill be committed to a committee of the whole on Monday next.

The bill above mentioned, entitled

"An act for the relief of Andrew Montgomery," sent for concurrence, was read the first time.

On motion,

Ordered, that the said bill be read the second time on Monday next.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act to authorize Ann Lewis, to sell the certificate for one quarter section of land in Covington county," Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported that the committee of the whole have had said bill under consideration and have made some amendments to the same.

On motion,

Ordered, that the said report be received.

The senate accordingly took into consideration the amendments proposed to said bill.

On motion of Mr. Torrence,

Resolved, that the several amendments be agreed to, and that the amendments be engrossed, and the said bill read as amended, the third time to-day.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill to provide for the sale of the real and personal estate of Eliphalet Frazer, deceased.

They have passed a "resolution relative to the account of the state of Mississippi, with the state of Alabama," in which they desire the concurrence of the senate,

They have passed bills with the following titles, to wit:

"An act to emancipate Eleanor, a person of color."

"An act to emancipate William, a person of color."

"An act to repeal so much of an act passed the 5th day of February, 1818, as makes it the duty of the chief justice of Pike county to hold an Orphan's court on the last Mondays of March, June, September and December," in which bills they request the concurrence of the senate.

They have given leave to bring in a bill to change the time of assessing and collecting taxes in this state, and for other purposes."

The house of representatives have passed a bill, entitled

"An act to authorize the collectors of this state to receive different Bank notes in payment of state and county taxes," in which bill they desire the concurrence of the senate.

And he then withdrew.

The last mentioned bill, sent for concurrence, was read the first time, and by unanimous consent, read a second time, and ordered to be committed to a committee of the whole house on Monday next.

The bill, entitled

"An act to emancipate Eleanor, a person of color," sent for concurrence, was read the first time, and by unanimous consent, read a second time;

On motion of Mr. Green,

Ordered,

That the said bill be read the third time on Monday next.

The bill from the house of representatives, entitled

"An act to emancipate William, a person of color," was read the first time and by unanimous consent, was read the second time.

On motion of Mr. Ellis, to postpone indefinitely, the said bill, it was determined in the negative, yeas 3, nays 5. The yeas and nays being called for, those who voted in the affirmative, were Messrs. Dickson, Ellis and Torrence—those who voted in the negative were Messrs. Green, Johnson, Nicholson, Runnells and Turnpin, so the motion was lost.

Ordered,

That the said bill be committed to a committee of the whole on Monday next.

The bill from the house of representatives, entitled

"An act to repeal so much of an act passed the 5th day of February 1818, as makes it the duty of the chief justice of Pike county to hold an Orphan's court, on the last Mondays of March, June, September and December," was by unanimous consent, read the first, second and third times, and passed.

Ordered,

That the secretary inform the house of representatives thereof.

The resolution from the house of representatives, relative to the account of the state of Mississippi with the state of Alabama," was read the first and second times, and

On motion,

Ordered, that the said resolution be referred to a committee of the whole on Monday next.

The senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act to establish a turnpike road from Woodville to the high water mark on the north bank of the Homochitto," Mr.

Ellis in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Ellis reported, that the committee of the whole have had said bill under consideration, and have made sundry amendments thereto.

On motion,

Ordered, that the said report be received.

The senate took into consideration the report of the committee of the whole on said bill, and postponed the further consideration until Monday next.

On motion,

The senate adjourned until Monday.

MONDAY FEBRUARY 7, 1820.

The senate convened,

Members present—Messrs. Dickson, Downs, Ellis, Green, Johnson, Nicholson, Rundells, Torrence and Turpin.

Mr Nicholson from the joint committee on enrolled bills, Reported,

That they examined the following enrolled bills and resolutions, and find the same truly enrolled, viz.

An act for the relief of Absalom Horger.

An act to incorporate the Pearlinton company.

An act to incorporate the town of Warrenton in Warren county.

An act to amend an act to incorporate the town of Liberty in Amite county, and for other purposes. And

A resolution to dissolve the bonds of matrimony heretofore subsisting between Rhuhamah Seal and Littleton Seal

The senate resumed the consideration of the amendments made in committee of the whole on the bill entitled

An act to establish a turnpike road from Woodville to the high water mark on the north bank of the Homochitto,

On motion,

Resolved, that the several amendments proposed to said bill be agreed to, and that they be engrossed, and the bill as amended, read the third time to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill to amend

An act to provide for the lands given by the United States to the state of Mississippi for the benefit of schools.

They have concurred in the 2d and 3d amendments proposed by the senate, to the

"Bill to establish the fees of justices of the peace and constables, and for other purposes."

They have also agreed to the 7th amendment, adding the 4th, 5th and 6th sections, and disagree to the 1st, 4th, 5th and 6th amendments to said bill.

The house of representatives have agreed to the amendment proposed by the senate, to the

"Bill for the punishment of crimes and misdemeanors."

The Speaker has signed bills of the following titles, which are now presented for the signature of the president of the senate, and a resolution, to wit:

An act to amend an act to incorporate the town of Liberty in Amite county, and for other purposes.

An act for the relief of Absalom Horger.

An act to incorporate the town of Warrenton in Warren county.

An act to incorporate the Pearlinton company. And

A resolution to dissolve the bonds of Matrimony heretofore subsisting between Rhuamah Seal and Littleton Seal.

They have given leave to bring in a

"Bill to authorize justices of the peace to punish slaves and free persons of color, for certain offences."

And he then withdrew.

The president having signed the above mentioned bills and resolution,

They were delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

The senate took into consideration their amendments to the

"Bill to establish the fees of justices of the peace and constables, and for other purposes."

Disagreed to by the house of representatives, and

On motion,

Resolved, that the senate insist on the 1st, 5th and 6th amendments, and recede from their 4th amendment, and request a conference on the subject, and appoint Messrs. Johnson and Dickson as managers on their part, for said purpose.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the

"Bill to authorize Ann Lewis to sell the certificate for one-quarter section of land in Covington county."

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Was read the third time as amended, and passed
Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill entitled

“An act to emancipate Eleanor, a person of color,”

Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had said bill under consideration, and have made certain amendments thereto.

On motion,

Ordered, that the said report be received.

The senate proceeded to consider the amendments proposed to said bill, and

On motion,

Resolved that the said amendments be agreed to.

On motion of Dickson,

Ordered,

That the said amendments be engrossed, and said bill as amended read the third time to-morrow.

Agreeably to order the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

An act to emancipate William, a person of color,

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made two amendments to the same.

On motion,

Ordered,

That the said report be received.

On motion,

Ordered, that the said report be agreed to, and that the amendments be engrossed, and the bill as amended, read the third time to-morrow.

Agreeably to order, the senate resolved itself into a committee of the whole on the resolution from the house of representatives, relative to the acc unt of the state of Mississippi with the state of Alabama, Mr. Nicholson in the chair and after some time spent therein, Mr. President resumed

the chair, and Mr. Nicholson reported, that the committee of the whole have had said bill under consideration, and have made no amendment thereto.

Ordered,

That the said report be received and agreed to.

On motion,

Ordered,

That the said resolution be now read the third time.

On motion,

Resolved, that the same do pass.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

An act to authorize the collectors of this state, to receive different Bank notes in payment of state and county taxes,

Mr. Ellis in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Ellis reported, that the committee of the whole have had said bill under consideration, and have made an amendment thereto.

On motion,

Ordered,

That the said report be received and agreed to.

On motion of Mr. Johnson to amend said bill as follows,

Strike out the first section of said bill, and insert the following:

That hereafter it shall not be lawful for the several collectors within this state, to receive in payment of state or county taxes, any bank notes except the notes of the bank of the state of Mississippi and its several branches,

It passed in the negative. Yeas 2—Nays 7.

The yeas and nays being called for,

Those who voted in the affirmative were,

Messrs. Johnson and Turpin.

Those who voted in the negative, were

Messrs. Dickson, Downs, Ellis, Green, Nicholson, Runnells and Torrence.

Ordered,

That the said bill as amended, be read the third time to day.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

"An act to raise a revenue,"

Mr. Johnson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had said bill under consideration, and have made progress therein, and ask leave to sit again.

On motion,

Ordered,

That the said report be received and agreed to.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

An act for the better relief of the poor.

Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported, that the committee of the whole have had said bill under consideration, and have made sundry amendments to the same.

On motion,

Ordered,

That the said report be received, and

On motion,

The senate adjourned until half after three o'clock this evening.

HALF AFTER THREE O'CLOCK, P. M.

The senate convened,

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

An act to increase the salary of the district attorney of the fourth judicial district,

Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported that the committee of the whole have had said bill under consideration and have made no amendment thereto.

On motion,

Ordered,

That the said report be received and agreed to.

On motion of Mr. Johnson,

Section 1st, line 3d, strike out the word "attorney" and insert "attornies" in lieu thereof.

Between the words "the" and "fourth" insert the words "third and."

"After "judicial," add the letter "s" to the word "district."
Which amendments were severally negatived.

On motion of Mr. Nicholson,

The said bill was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

The senate resumed the consideration of the amendments proposed in committee of the whole to the bill, entitled

An act for the better relief of the poor. And

On motion,

Resolved, that the several amendments proposed to said bill be adopted that they be engrossed, and the bill as amended read the third time to-morrow.

Agreeably to order, the bill entitled

An act to authorize the collectors of this state to receive different Bank notes in payment of state and county taxes,

As amended, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have adopted

A resolution for the dismissal of Richard C. Langdon, public printer elect, and for the election of another in his room,

In which resolution they request the concurrence of the senate.

And he then withdrew.

The said resolution was read the first and second times, and

On motion,

Committed to a committee of the whole house forthwith.

The senate accordingly resolved itself into a committee of the whole on said resolution, Mr. Downs in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Downs reported, that the committee of the whole have had said resolution under consideration, and have amended the same.

On motion,

Ordered, that the said report be received and agreed to.

On motion of Mr. Dickson, to postpone the further con-

consideration of said resolution indefinitely, it passed in the affirmative.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the bill from the house of representatives, entitled

"An act to render legitimate William Murfee, the reputed son of Pharoah Knowlnd, and for other purposes," was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

On motion,

Ordered, that the committee of the whole be discharged from the further consideration of the bill, entitled

"An act for the establishment of two additional election districts in Covington county."

On motion of Mr. Dickson,

The senate took up the resolution from the house of representatives relative to the election of a Major General in the room of Major General Hinds, resigned, and resolved itself into a committee of the whole on the same, Mr. Torrence in the chair and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said resolution under consideration, and have made an amendment to the same.

Resolved that the said report be received and agreed to.

Ordered,

That the amendment to said resolution be engrossed, and read the third time to-day.

Agreeably to order, the bill from the house of representatives, entitled

"An act to change the time of holding the county courts of Marion county, in the state of Mississippi," was read the second time, and by unanimous consent read a third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

Mr. Green gave notice that he would on to-morrow, ask leave to bring in a bill to amend the laws relative to strays, and the duty of rangers,

Agreeably to order, the resolution relative to the election of a Major General, as amended, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

Agreeably to order, the senate took up the resolution relative to an adjournment of both houses, and the same was read the second and third times.

On motion,

Resolved, that the same be agreed to.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the bill from the house of representatives, entitled

"An act to establish two additional election districts in the county of Covington," was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have concurred in the amendment proposed by the senate to the bill, entitled

"An act to authorize Ann Lewis to sell the certificate for one quarter section of land in Covington county."

The house of representatives have agreed to a committee of conference to be appointed to act with the committee appointed by the senate on the subject matter of amendment and disagreement to the bill, entitled

"An act to establish the fees of justices of the peace and constables, and for other purposes,"

And on their part have appointed Messrs. Runnells, Scott and Winn, for said purpose.

They have postponed indefinitely, the bill from the senate, entitled

"An act to repeal the several acts authorizing election districts in the several counties within this state.

They have passed a bill, entitled

"An act to establish additional election districts in Jefferson county."

And he then withdrew.

The above mentioned bill sent for concurrence, was read the first time.

On motion,

The said bill was by unanimous consent read the second time, and ordered to be read the third time to-morrow.

On motion of Mr. Johnson,

Ordered,

That the bill, entitled

"An act for establishing a turnpike road from Woodville to the high water mark on the north bank of the Homochitto," be referred to a select committee of two members.

Ordered,

That Messrs. Johnson and Green be the committee for said purpose.

On motion,

The senate adjourned until to-morrow.

TUESDAY, FEBRUARY 8, 1820.

The senate convened,

Members present—Messrs. Dickson, Downs, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Nicholson from the joint committee on enrolled bills, Reported,

That they presented the following enrolled bills to the governor, for his approbation, viz.

An act for the relief of Absalom Horger.

An act to incorporate the Pearlington company.

An act to incorporate the town of Warrenton in Warren county:

An act to amend an act to incorporate the town of Liberty in Amite county, and for other purposes. And

A resolution to dissolve the bonds of matrimony heretofore subsisting between Rhuamah Seal and Littleton Seal.

A message from the governor by Mr. Burns his private secretary.

M. President,

I am directed to deliver to the senate, a message from the governor in writing,

Also, to inform the senate, that he did on the 7th instant, approve and sign the following bill and resolution, which originated in this house, viz.

An act for the relief of Absalom Horger.

A resolution to dissolve the bonds of Matrimony heretofore subsisting between Rhuhamiah Seal and Littleton Seal. The following is the communication received from the governor:

EXECUTIVE CHAMBER, FEB. 8th, 1820.

*To the senate and
house of representatives
of the state of Mississippi.*

I transmit to the senate and house of representatives, copies of a communication received from the president of the board of medical censors, recommending certain amendments to the

"Act to regulate the admission of physicians and surgeons to the practice of medicine and surgery in the state of Mississippi."

Also, copies of a report from the secretary of state, relative to the vacancies in the office of justice of the quorum, for the counties of Franklin and Jefferson, occasioned by the resignations of Dugald Torry, and David Thompson.

(Signed)

GEO. POINDEXTER.

On motion,

Ordered,

That the said communication and accompanying documents, be referred to a committee of two members.

Ordered,

That Messrs. Dickson and Johnson, be the committee for the same.

Mr. Runnells from the joint committee of accounts,

Reported,

That they have in obedience to a joint resolution of both houses, received of the treasurer the warrants issued by the auditor of public accounts, and have defaced the same, by writing across the face of them "Paid," and cutting out the name of the auditor, and have returned the said warrants so defaced, to the treasurer.

Mr. Johnson from the select committee to whom was referred the bill entitled

"An act for establishing a turnpike road from Woodville, to the high water mark on the north bank of the Homochitto,"

Reported said bill with sundry amendments to the same, which were ordered to be engrossed, and the said bill read a third time to-day.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have concurred in the amendment made by the senate to the bill entitled

"An act to authorize the collectors of this state to receive different Bank notes in payment of state and county taxes;"

They have given leave to bring in a bill for the relief of Charles DeFrance.

They have concurred in the amendments proposed by the senate to the resolution relative to the election of a major general.

They have passed bills of the following titles, viz,

An act prescribing the mode of proceeding in cases of escheat.

An act to authorize justices of the peace to punish slaves and free persons of color, for certain offences. And

An act for the relief of Royal Pace.

In which bills they request the concurrence of the senate.

And he then withdrew.

The bill first above mentioned, was read the first time, and

Ordered, to be read the second time to-morrow.

The second bill above mentioned,

Was read the first and second times, and

Ordered, to be committed to a committee of the whole to-morrow.

The bill last above mentioned, sent for concurrence,

Was read the first time, and

Ordered, to be read a second time to-morrow.

The senate resolved itself into a committee of the whole on the bill from the house of representatives entitled

An act for the relief of Andrew Montgomery.

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made an amendment thereto.

On motion,

Ordered, that the said report be received and agreed to.

And the said bill as amended, be read the third time to-day.

Agreeably to order, the bill from the house of representatives, entitled

An act to emancipate Eleanor, a person of color,
As amended, was read the third time and passed
Ordered,

That the secretary inform the house of representatives
thereof, and desire their concurrence to the amendments
proposed.

Agreeably to order, the bill from the house of representa-
tives entitled

An act to emancipate William, a person of color,
As amended, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives
thereof, and desire their concurrence to the amendments
proposed,

Mr. Nicholson from the joint committee on enrolled bills

Reported,

That they examined

"A resolution relative to the account of the state of Missis-
sippi with the state of Alabama,"

And find the same correctly enrolled.

Agreeably to order the senate in committee of the whole,
resumed the consideration of the bill from the house of re-
presentatives, entitled

An act to raise a revenue,

Mr. Turpin in the chair, and after some time spent there-
in, Mr. President resumed the chair, and Mr. Turpin report-
ed, that the committee of the whole have had said bill under
consideration, and have made sundry amendments to the
same.

On motion,

Ordered,

That the said report be received.

The senate then took up the consideration of the amend-
ments proposed to said bill in committee of the whole.

On motion,

To agree to the amendments of the committee of the
whole, to strike out the 4th section in said bill, it passed in
the affirmative, Yeas 6—Nays 2.

The yeas and nays being called for,
Those who voted in the affirmative were,

Messrs. Dickson, Downs, Green, Johnson, Nicholson and
Torrence.

Those who voted in the negative were,

Messrs. Runnells and Turpin,

On motion,

Resolved, that the senate concur in the amendments proposed to said bill.

Ordered,

That the said bill as amended, lie on the table.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The Speaker of the house of representatives has signed an enrolled

Resolution relative to the account of the state of Mississippi with the state of Alabama,

Which is now presented for the signature of the President of the senate.

And he then withdrew.

The President having signed the said resolution,

It was delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives are now ready to receive the senate in the representative chamber, for the purpose of electing a Major General in the room of General Hinds, resigned.

And he then withdrew.

The senate accordingly repaired to the representative chamber, and the general assembly proceeded to vote *viva voce* for a major general;

When the votes given were as follow, viz.

FOR SAMUEL L. WINSTON.

Messrs. Dickson, Johnson, Runnells, Cooper, Gardner, Garner, Gibson, Johnson, Lea, Lenoir, Liddell, M'Donald, Robertson, Runnells, Winston—15.

FOR GENERAL J. WOOD.

Messrs. Green, Torrence, Turpin, Grayson, Montgomery—5.

FOR MR. C. MEAD.

Messrs. Downs, Nicholson, Turner, Carson, Cleaveland, Dunbar, Davis, (Jeff.) Dameron, Davis, (Am.) Jourdan, M'Manis, Scott, Shipp, Willis, Watts, Winn—16.

There not being a majority of both houses for either candidate,

The general assembly proceeded to a second trial,
When the votes were as follow, viz.

FOR MR. WINSTON.

Messrs. Dickson, Green, Johnson, Runnells, Torrence, Cooper, Gardner, Garner, Gibson, Johnson, Lea, Leuoir, Liddell, Montgomery, M'Donald, Robertson, Runnells, Winston—18.

FOR MR. MEAD,

Messrs. Downs, Nicholson, Turpin, Turner, Carson, Cleaveland, Dunbar, Davis, (Jeff.) Dameron, Davis, (Am.) Grayson, Jourdan, M'Manis, Scott, Ship, Willis, Watts, Winn—18.

No election having been made on the second trial, the general assembly proceeded to a third trial, when the votes stood precisely as at the second trial;

And there being no expectation of accomplishing the object in view at the present joint meeting,

The senate withdrew to their chamber, and

On motion,

The senate adjourned until three o'clock in the evening.

THREE O'CLOCK P. M.

The senate convened.

Mr. Johnson gave notice, that he would on to-morrow, ask leave to bring in a bill to prohibit the importation of slaves, as merchandize, into this state, by non-residents thereof.

Agreeably to order, the bill entitled

"An act for establishing a turnpike road from Woodville to the high water mark on the north bank of the Homochitto,"

Was read the third time as amended, and passed. Yeas 5 Nays 2.

The yeas and nays being called for.

Those who voted in the affirmative, were

Messrs. Downs, Green, Johnson, Torrence and Turpin.

Those who voted in the negative were,

Messrs. Dickson and Runnells.

So the bill was passed.

Resolved, that the title thereof be amended, by inserting between the words "from" and "Woodville," the words, "the line of demarkation by."

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have passed a resolution for the purpose of going into the election of a Major General, in which resolution they desire the concurrence of the senate.

And he then withdrew.

Agreeably to order, the bill, entitled:

"An act for the better relief of the poor," sent for concurrence, was read the third time, as amended, and passed, yeas 6, nays 1. Those who voted in the affirmative, were Messrs. Downs, Green, Johnson, Nicholson, Torrence, and Turpin—Mr. Runnells voted in the negative.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

The resolution from the house of representatives, of this day, relative to the election of a Major General, was read and concurred in.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The governor did, on the 7th instant, approve and sign the following acts, viz:

An act to amend an act to incorporate the town of Liberty in Amite county, and for other purposes.

An act to incorporate the town of Warrenton in Warren county.

An act to incorporate the Pearlington company.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act to amend an act entitled an act appointing commissioners to lay out a road from Natchez to Gibson Port, in Claiborne county," Mr. Johnson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had said bill under consideration, and have made certain amendments thereto.

On motion,

Ordered, That the said report be received.

On motion,

Resolved that the amendmements be agreed to—that they be engrossed, and the said bill as amended be read the third time to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr President,

The house of representatives have passed a resolution to go into the election of justices of the quorum, to fill such vacancies as have occurred since the last session of the general assembly, in which resolution they desire the concurrence of the senate.

And he then withdrew.

The said resolution was read, and

On motion,

Resolved, that the senate concur in the same.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order the resolution relative to supplies furnished the officers during the late war, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Mr. Nicholson gave notice that he would on to-morrow, move for leave to bring in a bill to repeal part of an act entitled

An act for establishing a place for holding the next and future sessions of the general assembly of this state, passed the 5th day of February 1818.

Agreeably to order, the "bill for the relief of Andrew Montgomery," as amended, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendment proposed.

Mr. Green submitted the following resolution for adoption:

Resolved, with the concurrence of the house of representatives, that the public printer, publish in the Mississippi Republican, the auditor's and treasurer's reports of the receipts and expenditures of the treasury, together with the report of the joint committee of accounts, reported to the present session of the general assembly.

On motion,

Resolved that the said resolution be adopted.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

The senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act to appoint commissioners to fix on the public site in Covington county, and for other purposes."

Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported that the committee of the whole have had said bill under consideration and have made no amendment thereto.

On motion,

Ordered,

That the said report be received and agreed to.

On motion of Mr. Runnells to strike out *Noel Robertson, sen.* in third section, and insert in lieu thereof, *Thomas Watts*, it passed in the negative. Yeas 2. nays 5. Those who voted in the affirmative, were Messrs. Downs and Runnells—those who voted in the negative were Messrs. Dickson, Green, Johnson, Nicholson and Torrence. So the motion was lost.

On motion,

The said bill was, by unanimous consent, read the third time, and passed.

Ordered,

That the secretary inform the house of representatives thereof.

On motion,

The senate adjourned until to-morrow.

WEDNESDAY, FEBRUARY 9, 1820.

The senate convened,

Members present—Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Green, agreeably to notice given, moved for and obtained leave to bring in a bill to amend the several acts relative to strays and the duties of rangers, which was presented and read the first time, and by unanimous consent, read the second time.

Ordered,

That the secretary inform the house of representatives thereof.

Ordered,

That the said bill be committed to a committee of the whole on to-morrow.

Agreeably to order the bill, entitled

"An act prescribing the mode of proceeding in cases of escheats," was read the second time.

On motion of Mr. Green,

Ordered,

That the said bill be committed to a committee of the whole on to morrow.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have concurred in the amendments made by the senate to the bills following, viz:

An act for the better relief of the poor.

An act to emancipate William, a person of color;

"An act for establishing a turnpike road from Woodville, to the high water mark on the north bank of the Homochitto,"

The house of representatives have given leave to bring in a bill for the relief of David Cleveland.

And then he withdrew,

Agreeably to order, the bill providing for the trial of justices of the peace and constables, charged with mal-practice in office, was read the second time.

Ordered;

That the said bill be committed to a committee of the whole on to-morrow.

Agreeably to order, the bill, entitled

"An act to raise a revenue," as amended, was read the third time, and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

Agreeably to order, the bill, entitled

"An act to establish additional election districts in Jefferson county," sent for concurrence, was read the third time and passed.

Ordered;

That the secretary inform the house of representatives thereof.

The bill from the house of representatives, entitled

"An act for the relief of Royal Pace of Warren county,"

Was read the second time. On motion of Mr. Downs,
Ordered,

That the said bill be referred to a select committee of three members.

Ordered,

That Messrs. Downs, Dickson and Torrence, be the committee for said purpose.

Mr. Green submitted the following resolution:

Resolved, that with the concurrence of the house of representatives, the honourable Powhattan Ellis, Esq. one of the judges of the supreme court, and judge of the fourth judicial district, have permission to be absent for the next December term of the supreme court.

Resolved, that the senate concur in the adoption of said resolution,

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives are now ready to receive the senate in the representative chamber, for the purpose of going into the election of a Major General, in the room of General Hinds, resigned.

And he then withdrew.

The senate accordingly repaired to the representatives chamber, when both houses proceeded to vote *viva voce*, agreeably to the constitution of the state, and the votes given were as follow, viz:

For Mr. S. L. Winston—Messrs. Dickson, Green, Johnson, Nicholson, Runnells, Torrence, Turpin, Cooper, Grayson, Gardner, Garner, Gibson, Johnson, Lea, Lenoir, Liddell, Montgomery, M'Donald, Robertson, Runnells, Shipp, Winston.—22.

For Mr. Cowles Mead—Messrs. Downs, Ellis, Turner, Carson, Cleaveland, Dunbar, Davis, (Jeff.) Dameron, Davis, (Am.) Jourdan, M'Manis, Scott, Willis, Watts, Winn.—15.

Whereupon Mr. President announced to both houses, that Mr. Samuel L. Winston was legally elected Major General of the first division of the state of Mississippi.

And the senate then withdrew to their chamber.

On motion,

The senate adjourned until three o'clock in the evening.

THREE O'CLOCK, P. M.

The senate convened.

Mr. Nicholson from the committee on enrolled bills, reported that they examined the following enrolled bills, and find them truly enrolled, viz:

"An act to authorize Ann Lewis, to sell the certificate for one quarter section of land in Covington county."

"An act to increase the salary of the district attorney of the fourth judicial district of this state."

An act for the establishment of two additional election districts in the county of Covington.

An act to render legitimate William Murfee, the reputed son of Pharoah Knowland, and for other purposes.

An act to repeal so much of an act passed the 5th day of February, 1818, as makes it the duty of the chief justice of Pike county, to hold an orphan's court on the last Mondays of March, June, September and December.

An act to emancipate Eleanor, a person of color.

An act to emancipate William, a person of color.

An act to authorize the collectors of this state to receive different Bank notes in payment of state and county taxes.

An act to incorporate the Columbian academy, under the name and style of the President and Trustees of the Columbian Academy.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill to change the time of holding the supreme and superior courts, also

A bill giving authority to certain persons to dispose of furniture by lottery.

They have passed a bill, entitled

An act more fully to define the divisional line between the counties of Jefferson and Claiborne, with an amendment by way of rider, in which bill they request the concurrence of the senate.

The house of representatives have concurred in the amendments made by the senate to the bill, entitled

An act for the relief of Andrew Montgomery.

They have passed the resolution from the senate to publish certain documents.

They have also passed the resolution from the senate re-

questing the governor to open a correspondence with the proper department, for the adjustment of certain accounts therein mentioned.

The house of representatives have concurred in the 4th amendment, and disagreed to the 1st, 2d and 3d amendments made by the senate, to the

“Bill to raise a revenue.”

They have passed the following resolutions, viz.

A resolution to dissolve the bonds of matrimony heretofore subsisting between Elizabeth Barkley and Samuel C. Barkley.

A resolution to dissolve the bonds of matrimony heretofore subsisting between Rebecca Williams and Richard Williams. And

A resolution to dissolve the bonds of matrimony heretofore subsisting between Margaret Sea and Howell H. Sea.

In which resolutions they desire the concurrence of the senate.

They have passed a bill, entitled

An act to authorize a loan of money to the trustees of Jefferson college,

In which bill they desire the concurrence of the senate.

And he then withdrew.

The three resolutions above mentioned were, by unanimous consent, severally read three times and passed.

Ordered,

That the secretary inform the house of representatives thereof

The two bills mentioned in the foregoing message, were severally read twice, and

On motion,

Ordered,

That they be committed severally to a committee of the whole house to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

The Speaker of the house of representatives has signed the following enrolled bills, viz.

An act to authorize the collectors of this state to receive different bank notes in payment of state and county taxes,

“An act to emancipate Eleanor, a person of color,”

“An act to emancipate William a person of color.”

“An act for establishment of two additional election districts in the county of Covington.”

"An act to authorize Ann Lewis, to sell the certificate for one quarter section of land in Covington county."

An act to increase the salary of the district attorney of the fourth judicial district of this state.

An act to render legitimate William Murfee, the reputed son of Pharoah Knowland, and for other purposes.

An act to repeal so much of an act passed the 5th day of February 1818, as makes it the duty of the chief justice of Pike county, to hold an orphan's court on the last Mondays of March, June, September and December. And

An act to incorporate the Columbian academy under the name and style of the President and Trustees of the Columbian Academy.

Which are now presented for the signature of the president of the senate.

And he then withdrew.

The president having signed the said bills, they were delivered to the committee on enrolled bills to be laid before the governor for his approbation.

The senate took into consideration their amendments made to the bill entitled

"An act to raise a revenue,"

And insist on their 2d and 3d amendments, and have receded from their first amendment to said bill.

On motion,

Ordered,

That a conference be requested on the subject matter of amendment and disagreement to the same.

Ordered,

That Messrs. Nicholson and Johnson be the committee on the part of the senate for the above purpose.

Ordered,

That the secretary inform the house of representatives thereof.

On motion of Mr. Green,

The senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

"An act to amend an act appointing commissioners to lay out a road from Natchez to Gibson Port in Claiborne county,"

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made some amendments thereto.

On motion,

Ordered,

That the said report be received and agreed to.

Ordered,

That the amendments be engrossed, and the bill as amended read the third time to day.

The said bill as amended, was accordingly read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

Mr. Johnson from the committee on the subject matter of amendment and disagreement to the bill entitled

An act to establish the fees of justices of the peace and constables, and for other purposes,"

Reported,

That they recommend to the senate, to recede from their 1st and 5th amendments, and do further recommend to the house of representatives to recede from their disagreement to the 4th and 6th amendments made by the senate to said bill, and do recommend to the two houses to insert in the 3d section, 9th line, between the words 'hundred' and 'dollars' the words 'and fifty.'

And further recommend to the two houses to amend the constables fees, as follows:

'For making the money on *Pi. Fa.* or *Ca. Sa.* when the amount does not exceed twenty five dollars,

\$1 00

'For all sums above twenty-five dollars,

2 00

And further recommend to the two houses to amend the 1st section line 18, before 'superior' to add the words 'supreme or'

The committee further recommend to the two houses to amend the fees of justices of the peace by inserting

'Taking each bond or recognizance,

\$0 50

And to strike out the 4th section as amended, by the senate.

They further recommend to the two houses to adopt the following as a new section.

'And be it further enacted, that the city clerk for the time being, in and for the city of Natchez, is authorized to perform all the duties of justice of the peace in and for said

city. And the governor is hereby authorized to commission him as such accordingly, and that hereafter no clerk of any court of law in this state shall be authorized to act as a justice of the peace. for the trial of civil causes."

On motion,

Ordered,

That the said report lie on the table.

On motion,

The senate adjourned until to-morrow.

THURSDAY, FEBRUARY 10, 1820.

The senate convened,

Members present—Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Nicholson from the joint committee on enrolled bills reported,

That they presented the following bills and resolution to the governor for his approbation, viz.

"A resolution relative to the account of the state of Mississippi with the state of Alabama,"

"An act to authorize Ann Lewis to sell the certificate for one quarter section of land in Covington county."

"An act to increase the salary of the district attorney of the fourth judicial district of this state."

An act for the establishment of two additional election districts in the county of Covington.

An act to render legitimate William Murfee, the reputed son of Pharoah Knowland, and for other purposes:

An act to repeal so much of an act passed the 5th day of February 1818, as makes it the duty of the chief justice of Pike county, to hold an orphan's court on the last Mondays of March, June, September and December.

An act to emancipate Eleanor, a person of color,

An act to emancipate William, a person of color,

"An act to authorize the collectors of this state to receive different Bank notes in payment of state and county taxes,"

And

An act to incorporate the Columbian academy, under the name and style of the President and trustees of the Columbian academy.

Mr. Johnson from the select committee to whom was referred the bill from the house of representatives, entitled

An act concerning guardians and their wards,

Reported

The following section, to wit:

"And be it further enacted, that if it shall come to the knowledge of the orphan's court, or the chief justice thereof, of any county within this state; that any guardian is about to remove the person and property of his or her ward, beyond the limits of this state, it shall be the duty of said court or the chief justice thereof, to cause the said guardian to enter into bond with good and sufficient sureties to the said chief justice and his successors in office, in such sum as the said court or chief justice may deem reasonable; conditioned, that the said guardian, will not remove beyond the limits of this state, the person and property of his or her ward or wards or either of them; or the said court or chief justice, may at their discretion, take a like bond in lieu thereof; conditioned, that said guardian will return into this state, the person and property of his or her ward or wards, within such period as the said court or chief justice may determine."

On motion of Johnson,

Ordered,

That the said amendment be received and agreed to.

Ordered,

That the said amendment be engrossed, and the bill as amended, read the third time to day.

On motion of Mr. Downs,

Ordered,

That the committee of the whole be discharged from the further consideration of the bill, entitled

An act more fully to define the divisional line between the counties of Jefferson and Claiborne, and that the said bill be now read the third time, and

On the question being taken, resolved, that the said bill pass.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill to amend the several acts relative to strays and the duties of rangers,

Mr. Johnson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Johnson reported, that the committee of the whole have had said bill under consideration, and have made some amendments to the same.

On motion,

Ordered,

That the said report be received and agreed to.

On motion of Mr. Green,

Ordered,

That the said bill be referred to a select committee of two members.

Ordered,

That Messrs. Torrence and Dickson be the committee for said purpose.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The governor did on the 10th instant approve and sign the following acts and resolution, which originated in the house of representatives, viz:

An act to emancipate William, a person of color,

An act to emancipate Eleanor, a person of color,

An act increase the salary of the district attorney of the fourth judicial district of this state.

An act to authorise Ann Lewis, to sell the certificate for one quarter section of land in Covington county.

An act for the establishment of two additional election districts in the county of Covington.

An act to render legitimaee William Murfee, the reputed son of Pharoah Knowland, and for other purposes.

A resolution, relative to the account of the state of Mississippi, with the state of Alabama.

An act to incorporate the Columbian academy, under the name and style of the president and trustees of the Columbian academy:

An act to repeal so much of an act passed the 5th day of February 1818, as makes it the duty of the chief justice of Pike county to hold an orphan's court on the last Mondays of March, June, September and December.

And he then withdrew.

Agreeably to order the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

An act authorising an additional place of holding elections in Wayne county,

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported that the committee of the whole have had said bill under consideration and have made certain amendments to the same.

On motion,

Ordered, that the said report be received and agreed to.

Ordered,

That the amendments made to the said bill be engrossed, and the bill as amended, read the third time to-day.

Mr. Dickson from the select committee to whom was referred so much of the governor's message of the 8th inst. as relates to the admission of physicians and surgeons to practice, presented a bill, which was read the first time and by unanimous consent, read a second time.

Ordered,

That the secretary inform the house of representatives thereof.

On motion,

Ordered,

That the said bill be committed to a committee of the whole house on to-morrow.

Mr. Runnells moved for and obtained leave to bring in a bill to levy a special tax in the county of Lawrence, which was presented and read the first and second time.

Ordered,

That the secretary inform the house of representatives thereof.

On motion of Mr. Runnells,

Ordered,

That the said bill be engrossed and read the third time to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have recommitted the report of the joint committee of conference on the subject matter of amendment and disagreement to the bill, entitled

An act to establish the fees of justices of the peace and constables, and for other purposes, to the same committee with the addition on their part, of Messrs. Winston and Willis, to said committee, and request the senate to recommit the same to said committee.

And he then withdrew.

On motion,

Resolved, that the senate concur in the foregoing request.

Ordered,

That Mr. Runnells be the additional member to said committee, on the part of the senate.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

"An act prescribing the mode of proceeding in cases of escheats,"

Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had said bill under consideration, and have made an amendment to the same.

Ordered, that the said report be received and agreed to.

On motion,

Ordered,

That the said amendment be engrossed and the said bill as amended read the third time to-day.

On motion of Mr. Nicholson,

Ordered,

That the rule be dispensed with, which requires one day's notice to be given, for the introduction of bills, and that Mr. Nicholson, have leave to bring in a bill, for the distribution of the laws and journals of this state—the same was accordingly presented and read the first and second times, and ordered to be committed to a committee of the whole, to-day.

Ordered,

That the secretary inform the house of representatives thereof.

Mr. Downs from the select committee, to whom was referred the bill, entitled

An act for the relief of Royal Pace, of Warren county, reported the same without an amendment.

On motion of Mr. Johnson,

Resolved, that the said bill be postponed indefinitely.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

An act to authorise a loan of money to the trustees of Jefferson college.

Mr. Turpin in the chair and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported,

that the committee of the whole have had said bill under consideration, and have made no amendment thereto.

On motion,

Ordered,

That the said report be received and agreed to.

On motion of Mr. Dickson, to insert the following section:

"And be it further enacted, that the trustees of Hancock and Pearl river academies be and they hereby are entitled to a loan of the same amount, and on the like terms extended to Jefferson college," it passed in the negative. Yeas 3, nays 5. The yeas and nays being called for, those who voted in the affirmative were Messrs. Dickson, Nicholson and Runnells—Those who voted in the negative, were Messrs. Downs, Green, Johnson, Torrence and Turpin. So the motion was lost.

The said bill was read the third time and passed. Yeas 6, nays 2. The yeas and nays being called for, those who voted in the affirmative, were Messrs. Downs, Green, Johnson, Nicholson, Torrence and Turpin—those who voted in the negative, were Messrs. Dickson and Runnells, so the bill was passed.

Ordered,

That the secretary inform the house of representatives thereof.

On motion,

The senate adjourned until three o'clock in the evening.

THREE O'CLOCK IN THE EVENING.

The senate convened.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have given leave to bring in a bill to alter the time of meeting for the next general assembly.

The house of representatives have passed a bill entitled An act providing for the sale of the real and personal estate of Eliphalet Frazer, deceased.

Also, a bill entitled

"An act giving authority to dispose of furniture by lottery."

Also, a bill entitled

An act directing the mode of proceeding against justices of the peace charged with misdemeanors in office. Also,

An act to emancipate Bess, a man of color,

With an amendment thereto, by way of rider.

In which bills they request the concurrence of the senate.

They have concurred in the amendments made by the senate to the bill entitled

"An act to amend an act entitled an act appointing commissioners to lay out a road from Natchez to Gibson Port, in Claiborne county,"

The house of representatives have on their part appointed Messrs Dunbar, Davis, (Jeff.) and Willis, a committee to confer with the committee appointed by the senate, on the subject matter of amendment and disagreement to the bill, entitled

"An act to raise a revenue."

They have postponed indefinitely the bill from the senate entitled

"An act to revise and consolidate the statutes of the states."

And then he withdrew.

The bill above mentioned, entitled

An act to emancipate Boss, a man of color,

Was by consent twice read, and

Ordered, to be committed to a committee of the whole to-day.

The two bills above mentioned, sent for concurrence, entitled

An act giving authority to dispose of furniture by lottery.

And

An act directing the mode of proceeding against justices of the peace, charged with misdemeanors in office.

Were severally read, and

On motion,

Resolved, that said bill be postponed indefinitely.

Ordered,

That the secretary inform the house of representatives thereof.

The bill first above mentioned, entitled

An act providing for the sale of the real and personal estate of Eliphalet Frazer, deceased,

Sent for concurrence,

Was by unanimous consent read three times and passed.
Yeas 4—Nays 3.

The yeas and nays being called for,

Those who voted in the affirmative, were

Messrs. Green, Johnson, Nicholson, and Torrence.

Those who voted in the negative, were

Messrs. Dickson, Runnells and Turpin.

So the bill was passed.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the bill from the house of representatives, entitled

An act prescribing the mode of proceeding in cases of escheat.

Was read the third time as amended and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

On motion of Johnson,

Ordered,

That the committee of the whole be discharged from the further consideration of the bill, entitled

An act providing for the trial of justices of the peace, and constables, charged with mal-practice in office.

On motion,

Resolved, that the said bill be postponed indefinitely.

Agreeably to order the bill from the house of representatives, entitled

An act authorizing an additional place of holding elections in Wayne county,

Was read the third time as amended and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed

Agreeably to order, the senate resolved itself into a committee of the whole on the bill, entitled

An act to authorize justices of the peace to punish slaves and free persons of color for certain offences.

Mr. Nicholson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Nicholson reported, that the committee of the whole have had said bill under consideration, and have made certain amendments thereto.

Ordered,

That the said report be received and agreed to.

And that the amendments be engrossed and the said bill as amended, read the third time to-day.

Agreeably to order, the senate resolved itself into a committee of the whole, on the bill for making distribution of the

acts and journals of the present session of the general assembly.

Mr. Dickson, in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had said bill under consideration, and have amended the same.

On motion,

Ordered,

That the said report be received and agreed to.

Ordered,

That the said bill as amended, be engrossed and read the third time to-morrow.

Mr. Green moved for and obtained leave to bring in a bill authorising the November term of Adams superior court to be held out of the city of Natchez, and for the removal of prisoners from said city, which was presented and read the first time, and by unanimous consent read a second time.

Ordered,

That the secretary inform the house of representatives thereof.

Ordered,

That the said bill be committed to a committee of the whole to-morrow.

The bill to authorize justices of the peace to punish slaves and free persons of colour, for certain offences, sent for concurrence, was read the third time as amended, and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

Agreeably to order, the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

An act to emancipate Boss, a man of color.

Mr. Runnells in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Runnells reported that the committee of the whole have had said bill under consideration, and have made no amendment thereto.

Ordered,

That said report be received and agreed to.

On motion of Mr. Johnson,

Resolved, that the said bill be postponed indefinitely.

Ordered,

That the secretary inform the house of representatives thereof.

On motion,

The senate adjourned.

FRIDAY, FEBRUARY 11, 1820.

The senate convened.

Members present—Messrs Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Nicholson from the committee on enrolled bills, reported that they examined the following enrolled bills and resolutions, to wit:

An act to change the time of holding the county court of Marion county.

An act for the better relief of the poor of the counties therein mentioned.

“An act, directing the mode of choosing electors to vote for a president and vice president of the United States.”

“An act to establish additional election districts in Jefferson county.”

“An act to appoint commissioners to fix on the public site in Covington county, and for other purposes.”

“A resolution to dissolve the bonds of matrimony heretofore subsisting between Margaret Sea and Howell H. Sea.”

“A resolution to dissolve the bonds of matrimony heretofore subsisting between Rebecca S. Williams and Richard Williams. And a

A resolution to dissolve the bonds of matrimony heretofore subsisting between Elizabeth Barkley and Samuel C. Barkley,

And find the same truly enrolled.

Mr. Nicholson, from the committee of conference on the subject matter of amendment and disagreement to the bill, entitled

“An act to raise a revenue,”

Reported, that they have conferred freely on that subject, and recommend to the house of representatives to recede from their disagreement to the 2d amendment made by the senate—they also recommend to the senate to recede from their 3d amendment.

On motion of Mr. Nicholson,

Resolved, that the senate concur in the said report.

Ordered, that the secretary inform the house of representatives thereof.

Agreeably to order, the engrossed bill, entitled,

An act making provision for the distribution of the acts and journals of the general assembly of this state,

Was read the third time and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence in the same.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have concurred in the amendments made by the senate to the bill, entitled

"An act to authorise justices of the peace to punish slaves and free persons of color, for certain offences."

Also, in the amendments made by the senate to the bill prescribing the method of proceeding in cases of escheats.

The house of representatives have passed a bill, entitled

An act supplementary to an act entitled an act to divide Green county, and form a new county out of the same."

In which bill they desire the concurrence of the senate.

The Speaker of the house of representatives has signed the following enrolled bills, which are now presented for the signature of the president of the senate, viz

"An act to change the time of holding the county court of Marion county."

"An act for the relief of the poor of the counties therein mentioned."

"An act directing the mode of choosing electors to vote for a president and vice president of the United States."

"An act to establish additional election districts in Jefferson county."

"An act to appoint commissioners to fix on the public site in Covington county, and for other purposes."

"A resolution, to dissolve the bonds of matrimony heretofore subsisting between Margaret Sea and Howell H. Sea."

"A resolution to dissolve the bonds of matrimony heretofore subsisting between Rebecca Williams and Richard Williams." And

"A resolution to dissolve the bonds of matrimony heretofore subsisting between Elizabeth Barkley and Samuel C. Barkley."

And he then withdrew.

The President having signed the foregoing acts and resolutions, they were delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

The bill above mentioned sent for concurrence, was read the first time.

On motion,

Ordered, that the said bill be now read the second time.

Ordered, that the said bill lie on the table.

The senate resolved itself into a committee of the whole on the bill authorizing the November term of Adams September court, to be held out of Natchez, and for the removal of prisoners from said city.

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made an amendment to the same.

On motion,

Ordered, that the said report be received and agreed to.

On motion of Green,

Ordered, that the said bill as amended be engrossed, and read a third time to-day.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have agreed to the report of the joint committee of conference, on the subject matter of amendment and disagreement to the bill, entitled

"An act to raise a revenue."

They have given leave to bring in a bill to amend the act, entitled

"An act to provide for the public printing of the state."

The house of representatives have passed a bill, entitled

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson, and for other purposes"

In which bill they desire the concurrence of the senate, and then he withdrew.

The bill above mentioned, sent for concurrence, was read the first time.

Agreeably to order, the engrossed bill, entitled

"An act to levy a special tax for the completion of the public buildings in and for the county of Lawrence,"

Was read the third time and passed.

Ordered, that the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Agreeably to order the bill, from the house of representatives, entitled

"An act respecting guardians and their wards,"

As amended, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

On motion,

The senate resolved itself into a committee of the whole, on the bill from the house of representatives, entitled

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson,"

Mr. Dickson in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Dickson reported, that the committee of the whole have had said bill under consideration, and have made an amendment thereto.

On motion,

Ordered, that the said report be received and agreed to.

Ordered, that the amendment be engrossed, and the said bill as amended, read the third time to-day.

Agreeably to order the senate resolved itself into a committee of the whole, on the bill, entitled

"An act to prevent the empirical practice of physic and surgery in this state,"

Mr. Green in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Green reported, that the committee of the whole have had said bill under consideration, and have made certain amendments thereto.

Ordered, that the said report be received and agreed to.

Ordered,

That the said bill as amended be engrossed, and read the third time to-day.

Agreeably to order the bill, entitled

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson, and for other purposes,"

Was read the third time.

On motion of Mr. Nicholson,

Ordered, that the said bill lie on the table.

A message from the house of representatives by Mr. Vandorn their clerk,

Mr. President,

The house of representatives are now ready to receive the senate in the representative chamber, for the purpose of electing justices of the quorum to fill vacancies which have occurred since the last session of the general assembly.

And he then withdrew.

The senate accordingly repaired to the representative chamber, and proceeded to vote *viva voce*, as follows:

First, on the election of a chief justice for the county of Perry, Messrs. Jacob Morris and Craven Moffett being the candidates:

The votes were, for

JACOB I. H. MORRIS.

Senators.

Mr. Dickson,

Mr. Johnson,
Runnells—3.

Representatives.

Mr. Cooper,
Dunbar,
Davis, (Jeff.)
Davis, (Am.)
Grayson,
Gardner,
Garner,

Mr. Gibson,
M'Manis,
M'Donald,
Robertson,
Runnells,
Willis,
Watts—14—17.

CRAVEN P. MOFFETT,

Senators.

Mr. Downs,
Green,

Mr. Nicholson,
Torrence,
Turpin—5.

Representatives.

Mr. Speaker,
Carson,
Cleaveland,
Jourdan,

Mr. Lea,
Lenoir,
Liddell,
Scott,
Ship—9—14.

The members then proceeded to vote for the following named candidates of the several counties respectively as justices of the quorum, viz.

Mr. Humphreys of Claiborne county.

Messrs. Mead and Turnbull, of Jefferson.

Mr. M'Caleb of Adams.

Mr. Thompson of Franklin.

Mr. Caldwell of Lawrence.

Mr. Graves of Marion.

Mr. Pickett, chief justice, and Messrs. Stark and M'Ginnis, justices of quorum for Jackson county.

Mr. M'Rea, chief justice, and Messrs. Dove, Whitford, and M'Intosh, justices of quorum for Green county.

Mr. Saucier, chief justice for Hancock.

Mr. Funchess, chief justice, and Mr. Watts justice of quorum for the county of Covington.

Mr. Morris, chief justice, and Messrs. Jenkins, Green, Carter and Moffett, justices of the quorum for the county of Perry.

When the votes given were unanimous of the members present, viz.

Senators.

Mr. Dickson,
Downs,
Green,
Johnson,

Mr. Nicholson,
Runnells,
Torrence,
Turpin—8.

Representatives.

Mr. Speaker,
Carson,
Cleaveland,
Cooper,
Dunbar,
Davis, (Jeff.)
Dameron,
Davis, (Am.)
Grayson,
Gardner,
Garner,
Gibson,
Jourdan,

Mr. Lea,
Lenoir,
Liddell,
M'Manis,
M'Donald,
Robertson,
Runnells,
Scott,
Ship,
Winston,
Willis,
Watts,
Winn, 25—34.

The president announced that Mr. Morris was legally elected chief justice of the county of Perry; and as there were no rival candidates in the other counties, the gentlemen mentioned on the general ticket were legally elected, as there stated.

The senate then withdrew to their chamber.

The engrossed bill, entitled

An act authorizing the November term of Adams superior court to be held out of the city of Natchez, and for the removal of prisoners from said city,

Was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

On motion of Mr. Dickson,

Resolved,

That when this house adjourn, it will adjourn to meet at 3 o'clock this afternoon,

On motion,

The senate adjourned accordingly,

THREE O'CLOCK, P. M.

The senate convened,

Mr. Nicholson from the committee on enrolled bills, reported that they examined the following enrolled bills and resolutions, viz:

"An act for establishing a turnpike road from the line of demarkation, by Woodville, to the high water mark on the north bank of the river Homochitto."

"An act for the punishment of crimes and misdemeanors."

"A resolution, requesting the governor to open a correspondence with the proper department, for the adjustment of certain accounts therein mentioned."

"A resolution to publish certain documents therein mentioned," and

"An act to authorize a loan of money to the trustees of Jefferson college,"

"An act to authorize justices of the peace to punish slaves and free persons of color," and find the same truly enrolled.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The speaker of the house of representatives has signed enrolled bills of the following titles, viz:

"An act for the punishment of crimes and misdemeanors."

"An act for establishing a turnpike road from the line of demarkation by Woodville, to the high water mark on the north bank of the Homochitto."

"An act to authorize justices of the peace to punish slaves and free persons of colour for certain offences."

"An act to authorize a loan of money to the trustees of Jefferson college," and also the following resolutions, viz:

"A resolution to publish certain documents therein mentioned."

"A resolution, requesting the governor to open a correspondence with the proper department for the adjustment of certain documents therein mentioned," which are now presented for the signature of the president of the senate.

The house of representatives have passed a bill, entitled "An act to amend an act to provide for the lands given by the United States to the state of Mississippi, for the benefit of schools," with an amendment by way of rider, in which bill and amendment, they desire the concurrence of the senate, and they have concurred in the resolution from the senate, relative to the absence of the honourable Powhatan Ellis.

And he then withdrew.

The president having signed the above mentioned enrolled bills and resolutions, they were delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

The bill above mentioned sent for concurrence was read the first time.

On motion,

The said bill was by unanimous consent read a second time, and

On motion of Mr. Downs,

Resolved, that the said bill be committed to a committee of the whole this evening.

Agreeably to order, the bill from the house of representatives, entitled

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson," was read the third time as amended, and passed, yeas 5, nays 3. The yeas were Messrs. Downs, Green, Johnson Nicholson and Rannells—the nays were Messrs. Dickson, Torrence and Turpin.

Ordered,

That the secretary inform the house of representatives thereof and desire their concurrence to the amendment proposed.

Agreeably to order the senate resolved itself into a committee of the whole on the bill from the house of representatives, entitled

An act to provide for the lands given by the United States to the state of Mississippi, for the benefit of schools.

Mr. Turpin in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Turpin reported the bill without amendment.

Ordered,

That the said report be received and agreed to.

Ordered,

That the said bill be read the third time, and

Resolved, that the same do pass.

Ordered,

That the secretary inform the house of representatives thereof.

Agreeably to order, the engrossed bill, entitled

An act to prevent the empirical practice of physic and surgery, in this state, was read the third time, and

On motion of Mr. Dickson, recommitted to a committee of the whole.

The senate accordingly resolved itself into a committee of the whole, on said bill.

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made an amendment to the same.

On motion,

Ordered,

That the said report be received and agreed to.

Ordered,

That the said bill as amended be engrossed and read a third time this evening.

The senate resumed the third reading of the said bill and on the question being taken,

Resolved, that the same do pass. Yeas 6. nays 2. Those who voted in the affirmative were Messrs. Dickson, Green, Johnson, Nicholson, Torrence and Turpin—those in the negative, were Messrs. Downs and Runnells.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

Agreeably to order, the bill from the house of representatives, entitled

An act supplementary to an act entitled an act to divide Green county and to form a new county out of the same, was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

On motion of Mr. Johnson,

Ordered,

That the bill from the house of representatives, entitled An act to provide for the election of commissioners to fix on the permanent site of justice for the county of Adams and for other purposes, be read the second time to-morrow.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have postponed indefinitely, the bill from the senate, entitled

An act for the appointment of commissioners to fix on the permanent site of justice for Jackson county.

They have also postponed indefinitely the bill from the senate entitled

An act to prohibit the Bank of the state of Mississippi from protesting or recovering by suit, certain notes and other papers therein mentioned.

And he then withdrew.

Mr. Nicholson from the committee on enrolled bills, reported that they have examined the following resolution and acts, to wit:

A resolution, relative to the absence of the honorable Powbattan Ellis, Esq.

An act to raise a revenue,

An act more fully to define the divisional line between the counties of Jefferson and Claiborne.

An act authorising an additional place of holding elections in Wayne county and for other purposes.

An act providing for the sale of the real and personal estate of Eliphalet Frazer, deceased.

"An act to amend an act entitled an act appointing commissioners to lay out a road from Natchez to Gibson Port in Claiborne county,"

An act to amend an act to provide for the lands given by the United States to the state of Mississippi, for the benefit of schools.

And find the same truly enrolled.

Mr. Johnson from the joint committee of conference on the subject matter of amendment and disagreement between the two houses to the bill, entitled

An act to establish the fees of justices of the peace and constables, and for other purposes, reported that they have again conferred freely on the same, and do recommend to the senate to recede from their 1st and 5th amendments, and do further recommend to the house of representatives, to recede from their disagreement to the 4th and 6th amendments made by the senate to said bill, and do recommend to the two houses to insert in the 3d section, 9th line, between the words 'hundred' and 'dollars' the words 'and fifty', and do further recommend to the two houses, to amend the constables fees as follows:

"For making the money on *Pi. Pa.* or *Ca. Sa.* when the amount does not exceed twenty five dollars,

\$1 00

"For all sums above twenty-five dollars,

2 00

And further recommend to the two houses to amend the 1st section, line 18, before 'superior' to add the words 'supreme or'

The committee further recommend to the two houses to amend the fees of justices of the peace by inserting

"Taking each bond or recognizance,

\$0 50

On motion,

Resolved that the said report be agreed to.

Ordered;

That the secretary inform the house of representatives thereof.

On motion,

The senate adjourned until to-morrow.

SATURDAY, FEBRUARY 12, 1820.

The senate convened.

Members present—Messrs. Dickson, Downs, Green, Johnson, Nicholson, Runnells, Torrence and Turpin.

Mr. Nicholson from the committee on enrolled bills, reported that they laid the following acts and resolutions before the governor for his approbation, viz.

An act to change the time of holding the county courts of Marion county;

An act for the better relief of the poor of the counties therein mentioned

An act directing the mode of choosing electors for a president and Vice President of the United States.

"An act to establish additional election districts in Jefferson county."

"An act to appoint commissioners to fix on the public site in Covington county, and for other purposes."

"A resolution to dissolve the bonds of matrimony heretofore subsisting between Margaret Sea and Howell H. Sea."

"A resolution to dissolve the bonds of matrimony heretofore subsisting between Rebecca S. Williams and Richard Williams. And

A resolution to dissolve the bonds of matrimony heretofore subsisting between Elizabeth Barkley and Samuel C. Barkley.

Also,

An act for establishing a turnpike road from the line of demarkation by Woodville, to the high water mark on the north bank of the Homochitto.

An act for the punishment of crimes and misdemeanors.

A resolution requesting the governor to open a correspondence with the proper department, for the adjustment of certain accounts therein mentioned.

A resolution to publish certain documents therein mentioned.

An act to authorize a loan of money to the trustees of Jefferson college.

An act to authorize justices of the peace to punish slaves and free persons of color, for certain offences.

A message from the house of representatives, by Mr. Vandorn, their clerk.

Mr. President,

The Speaker of the house of representatives has signed the following enrolled bills and resolutions.

An act to raise a revenue,

An act to amend an act to provide for the lands given by the United States to the state of Mississippi for the benefit of schools.

An act to amend an act entitled an act appointing commissioners to lay out a road from Natchez to Gibson Port in Claiborne county.

An act providing for the sale of the real and personal estate of Eliphalet Frazer, deceased,

An act authorizing an additional place of holding elections in Wayne county,

An act more fully to define the divisional line between the counties of Jefferson and Claiborne.

A resolution relative to the absence of the honorable Powhattan Ellis.

Which are now presented for the signature of the president of the senate.

And he then withdrew.

The President having signed the above mentioned bills, they were delivered to the committee on enrolled bills to be laid before the governor for his approbation.

A message from the house of representatives by Mr. Vandora, their clerk.

Mr. President,

The house of representatives have agreed to the amendment made by the senate to the bill, entitled

An act supplementary to an act entitled "an act to provide for the building of a jail in the county of Jackson, and for other purposes."

They have concurred in the amendments made by the senate to the bill concerning guardians and their wards.

They have passed a bill, entitled

An act for the relief of Charles DeFrance.

Also, a bill entitled

An act altering the time of meeting for the next general assembly. And

A resolution requiring the attorney general to revise certain statutes.

In which bill and resolution, they desire the concurrence of the senate.

They have passed the bill from the senate, entitled

An act to prevent the empyrical practice of physic and surgery in this state.

And he then withdrew.

The bill first above mentioned,

Was by unanimous consent, read three times and passed.

Ordered,

That the secretary inform the house of representatives thereof.

The bill entitled

An act for altering the time of meeting of the next general assembly,

Sent for concurrence, was read the first time,

And on the question to postpone the same indefinitely,

It passed in the negative. Yeas 4—Nays 4.

The senate being equally divided, Mr. President voted against the postponement.

The yeas and nays being called for,

Those who voted in the affirmative, were

Messrs. Downs, Green, Johnson and Torrence.

Those who voted in the negative, were

Messrs. Dickson, Nicholson, Runnells and Turpin.

Ordered,

That the said bill lie on the table.

The resolution from the house of representatives requiring the attorney general to revise certain statutes, was called for, and

On motion to postpone the same indefinitely,

It passed in the negative. Yeas 2—Nays 5.

The yeas and nays being called for,

Those who voted in the affirmative, were

Messrs. Green and Torrence.

Those who voted in the negative, were

Messrs. Dickson, Johnson, Nicholson, Runnells, and Turpin.

On motion,

The said resolution was read the third time and passed.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn, their clerk

Mr. President,

The house of representatives have concurred in the report of the joint committee of conference on the subject matter of amendment and disagreement, to the bill entitled

An act establishing the fees of justices of the peace and constables and for other purposes.

And he then withdrew.

The senate took into consideration their amendments proposed to the bill entitled

An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson. And

On motion,

Resolved, that the senate insist on their amendment to said bill, and that a conference be requested on the subject.

Ordered,

That Messrs. Runnells and Turpin be the committee on the part of the senate for said purpose.

Ordered,

That the secretary inform the house of representatives thereof.

On motion,

The bill entitled

An act to provide for the election of commissioners to fix on the permanent site of justice for the county of Adams, and for other purposes.

Was read the second time.

On motion of Mr. Johnson,

Ordered,

That the said bill be postponed indefinitely.

On motion of Mr. Johnson,

Ordered,

That when the senate adjourn to day, they will adjourn to meet at two o'clock this evening.

On motion,

The senate adjourned.

TWO O'CLOCK, P. M.

The senate convened.

Mr. Nicholson from the committee on enrolled bills reported that they examined the following acts, viz.

"An act respecting guardians and their wards,"

An act to establish the fees of justices of the peace and constables, and for other purposes,"

An act supplementary to an act entitled an act to divide Green county and to form a new county out of the same.

"An act prescribing the mode of proceeding in cases of escheats,"

A resolution requiring the attorney general to revise certain statutes.

And find the same correctly enrolled.

Mr. Turpin from the joint committee of conference on the subject matter of amendment and disagreement between the two houses, to the bill entitled

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson,"

Reported.

That the committee have conferred freely on the subject, and recommend to the senate to recede from their amendment proposed to said bill.

On motion,

Ordered,

That the said report be received and agreed to.

Ordered,

That the secretary inform the house of representatives thereof.

Mr. Nicholson from the committee on enrolled bills, reported that they presented to the governor for his approbation the following acts and resolution, viz.

An act more fully to define the divisional line between the counties of Jefferson and Claiborne,

An act authorising an additional place of holding elections in Wayne county and for other purposes,

An act to amend an act to provide for the lands given by the United States to the state of Mississippi, for the benefit of schools.

"An act to amend an act entitled an act appointing commissioners to lay out a road from Natchez to Gibson Port in Claiborne county,"

An act providing for the sale of the real and personal estate of Eliphalet Frazer, deceased.

An act to raise a revenue,

A resolution, relative to the absence of the honorable Powhattan Ellis, Esq.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have appointed Messrs. M'Manis, Dameron and Jourdan, a committee to confer with the committee appointed by the senate on the subject matter of amendment to the bill, entitled

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson,"

The have passed the bill from the senate, entitled

An act making provision for the distribution of the acts and journals of the General assembly of this state.

And he then withdrew.

Mr. Nicholson from the committee on enrolled bills reported that they examined

An act for the relief of Charles DeFrance And

"An act to prevent the empyrical practice of physic and surgery in this state," And find the same correctly enrolled.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have passed the bill from the senate, entitled

An act to levy a special tax for the completion of the public buildings in and for the county of Lawrence.

The house of representatives have concurred in the report of the joint committee of conference on the subject matter of amendment and disagreement to the bill supplementary to an act to provide for the building of a jail in the county of Jackson and for other purposes.

They have adopted a resolution requiring the auditor of public accounts to bring suit against defaulting tax collectors and for other purposes.

They have adopted the resolution from the senate relative to the books and furniture of the state.

They have passed a bill amendatory to the several acts now in force, regulating and organizing the militia of this state, also

A bill to amend the act entitled an act to provide for the public printing of the state, also

An act for the benefit of Samuel Clement, in which bills and resolutions they desire the concurrence of the senate.

They have also passed a bill granting the exclusive right of making and disposing of pyrolignous acids within this state, in which bill they request the concurrence of the senate.

And then he withdrew.

The bill last mentioned, sent for concurrence, was read the first time and ordered to lie on the table.

The bill from the house of representatives sent for concurrence, entitled

An act amendatory to the several acts now in force, regulating and organising the militia of this state, was by unanimous consent read three times and passed.

Ordered,

That the secretary inform the house of representatives thereof.

The resolution requiring the auditor of public accounts to bring suit against defaulting tax collectors, was by unanimous consent read three times and passed.

Ordered,

That the secretary inform the house of representatives thereof.

Mr. President,

The Speaker of the house of representatives have signed the following bills and resolution, viz:

An act respecting guardians and their wards.

An act to establish the fees of justices of the peace and constables, and for other purposes.

An act supplementary to an act entitled an act to divide Green county, and form a new one out of the same.

An act prescribing the mode of proceeding in cases of escheat.

A resolution requiring the attorney general to revise certain statutes.

An act to prevent the empirical practice of physic and surgery, in this state, and

An act for the relief of Charles DeFrance.

Which bills and resolution are now presented for the signature of the president of the senate.

And he then withdrew.

The president having signed the above mentioned bills and resolution, they were delivered to the committee on enrolled bills to be laid before the governor for his approbation.

Mr. Green submitted the following resolution:

Resolved by the senate and house of representatives of the state of Mississippi, in general assembly convened, that the public printer be, and he is hereby required to print immediately, two hundred copies of the act, entitled

"An act for the punishment of crimes and misdemeanors."

Also two hundred copies of the act, entitled

"An act to establish the fees of justices of the peace and constables, and for other purposes," passed at the present session of the general assembly; and deliver the same to the secretary of state, who shall distribute them in the different counties, as soon as practicable.

On motion,

Resolved that the same be agreed to.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the same.

The bill, entitled

An act to amend the act, entitled an act to provide for the public printing of this state, was by unanimous consent read three times and passed.

Ordered,

That the secretary inform the house of representatives thereof.

Mr. Nicholson from the joint committee on enrolled bills, reported that they presented to the governor, for his approbation, the following acts and resolution; viz:

An act respecting guardians and their wards.

An act to establish the fees of justices of the peace and constables, and for other purposes.

An act supplementary to an act to divide Green county and form a new county out of the same.

An act prescribing the mode of proceeding in cases of escheats.

A resolution requiring the attorney general, to revise certain statutes.

An act for the relief of Charles DeFrance.

An act to prevent the empirical practice of physic and surgery, in this state.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President,

The governor did on this day approve and sign the following bills, which originated in the house of representatives viz:

"An act for the punishment of crimes and misdemeanors."

"An act for establishing a turnpike road from the line of demarkation, by Woodville, to the high water mark on the north bank of the river Homochitto."

An act for the better relief of the poor, therein mentioned.

"An act to appoint commissioners to fix on the public site in Covington county, and for other purposes."

"An act directing the mode of choosing electors to vote for a president and vice president of the United States."

"An act to authorize a loan of money to the trustees of Jefferson college,"

An act to establish additional election districts in Jefferson county:

An act to authorize justices of the peace to punish slaves and free persons of color, for certain offences.

"An act to change the time of holding the county court of Marion county."

"A resolution to dissolve the bonds of matrimony heretofore subsisting between Elizabeth Barkley and Samuel C. Barkley,"

"A resolution to dissolve the bonds of matrimony heretofore subsisting between Rebecca Williams and Richard Williams"

"A resolution, to dissolve the bonds of matrimony heretofore subsisting between Margaret Sea and Howell H. Sea."

An act authorising an additional place of holding elections in Wayne county, and for other purposes.

An act to amend an act to provide for the lands given by the United States to the state of Mississippi, for the benefit of schools:

An act to raise a revenue.

An act providing for the sale of the real and personal estate of Eliphalet Frazer, deceased.

An act to amend an act, entitled an act appointing commissioners to lay out a road from Natchez to Gibson Port, in Claiborne county:

An act more fully to define the divisional line between the counties of Jefferson and Claiborne.

An act to establish the fees of Justices of the peace and constables, and for other purposes.

An act for the relief of Charles DeFrance:

An act supplementary to an act entitled an act to divide Green county, and form a new county out of the same:

An act respecting guardians and their wards:

A resolution, requiring the attorney general to revise certain statutes.

An act prescribing the mode of proceeding in cases of escheat.

And he then withdrew.

Mr. Nicholson from the committee on enrolled bills reported, that they had examined the following bills, viz:

An act to levy a special tax for the completion of the public buildings in and for the county of Lawrence.

An act supplementary to an act entitled, an act to provide for the building of a jail in the county of Jackson.

An act making provision for the distribution of the acts and journals of the general assembly of this state.

A resolution requiring the auditor of public accounts to bring suit against defaulting tax collectors and for other purposes, and find the same correctly enrolled.

A messenger from the house of representatives by Mr. Vandenorn, their clerk.

Mr. President,

The speaker of the house of representatives has signed the following bills:

An act to levy a special tax for the completion of the public buildings in and for the county of Lawrence.

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson, and for other purposes,"

An act making provision for the distribution of the acts and journals of the general assembly.

A resolution requiring the auditor of public accounts to bring suit against defaulting tax collectors, and for other purposes,

Which are now presented for the signature of the president of the senate.

And he then withdrew.

The president having signed the above mentioned acts and resolutions, they were delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

Mr. Nicholson from the committee on enrolled bills reported, that they presented the following acts to the governor for his approbation, viz.

"An act to levy a special tax for the completion of the public buildings in and for the county of Lawrence,"

An act supplementary to an act to provide for the building of a jail in the county of Jackson.

An act making provision for the distribution of the acts and journals of the general assembly of this state. And

A resolution requiring the auditor of public accounts to bring suit against defaulting tax collectors, and for other purposes.

Mr. Nicholson from the committee on enrolled bills reported, that they examined

An act to amend an act entitled an act to provide for the public printing of this state.

An act amendatory to the several acts now in force regulating and organizing the militia of this state. And

A resolution relative to the books and furniture of the general assembly.

And find the same correctly enrolled.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The speaker of the house of representatives has signed a bill entitled

An act to amend the act entitled an act to provide for the public printing of this state.

Also a bill entitled

An act amendatory of the several acts now in force regulating and organizing the militia of this state. And

A resolution relative to the books and furniture of the general assembly, which are now presented for the signature of the president of the senate.

And he then withdrew.

The President having signed the foregoing bills, they were delivered to the committee on enrolled bills to be laid before the governor for his approbation.

Mr. Nicholson from the committee on enrolled bills, reported that they presented to the governor for his approbation, the

Act to amend the act entitled an act to provide for the public printing of this state.

An act amendatory of the several acts now in force regulating and organizing the militia of this state, and

A resolution relative to the books and furniture of the general assembly.

A message from the governor by Mr. Burns.

Mr. President,

The governor did on this day approve and sign

An act to prevent the empirical practice of physic and surgery in this state.

An act making provision for the distribution of the acts and journals of the General assembly of this state.

A resolution relative to the books and furniture of the general assembly.

An act to levy a special tax for the completion of the public buildings in and for the county of Lawrence.

A message from the house of representatives by Mr. Van dorn their clerk.

Mr. President,

The house of representatives have disagreed to the resolution from the senate, relative to the governor's administering the government in any town he may select in the recess of the legislature.

They have also disagreed to the resolution from the senate for publishing certain acts therein mentioned.

The governor did on this day approve and sign the following acts and resolution which originated in the house of representatives,

"An act supplementary to an act entitled an act to provide for the building of a jail in the county of Jackson, and for other purposes"

A resolution requiring the auditor of public accounts to bring suit against defaulting tax collectors, and for other purposes.

An act to amend the act, entitled an act to provide for the public printing of this state.

And An act amendatory of the several acts now in force regulating and organizing the militia of this state.

And he then withdrew.

Mr Dickson submitted the following resolution,

Resolved, that a committee be appointed on the part of the senate to join such committee as may be appointed by the house of representatives, to wait on his excellency and inform him, that the two houses of the general assembly have completed the business before them, and are now ready to adjourn should he have no further communication to make.

Resolved, that the said resolution be adopted,

Ordered,

That Mr. Dickson be the committee on the part of the senate for said purpose.

Ordered,

That the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have passed the bill from the senate, entitled

An act authorizing the November term of Adams superior court, to be held out of the city of Natchez, and for the removal of prisoners from said city.

They have passed a bill, entitled

An act making appropriations to certain persons therein named.

In which bill they desire the concurrence of the senate.

And he then withdrew.

The above bill sent for concurrence, was by unanimous consent, twice read, and

Ordered, to be committed forthwith to a committee of the whole.

The senate accordingly resolved itself into a committee of the whole, on said bill.

Mr. Torrence in the chair, and after some time spent therein, Mr. President resumed the chair, and Mr. Torrence reported, that the committee of the whole have had said bill under consideration, and have made an amendment to the same.

Ordered, that the said report be received and agreed to.

Ordered,

That the amendment be engrossed, and the bill as amended, read the third time this evening.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have on their part appointed Messrs. Watts, Scott, and Gibson a committee to act with the committee appointed by the senate, to wait on the governor, and inform him that the two houses of the general assembly have completed the business before them, and are now ready to adjourn *sine die*, should he have no further communication to make.

And he then withdrew

Agreeably to order the senate proceeded to take into consideration the bill from the house of representatives, entitled

An act making appropriations to certain persons therein named

And the same being read the third time as amended, was passed.

Ordered,

That the secretary inform the house of representatives thereof, and desire their concurrence to the amendments proposed.

On motion of Mr. Nicholson,

The following resolution was adopted,

Resolved, that the secretary of the senate be instructed to furnish the secretary of state, with a list of the senators whose term of service will expire on the first Monday of August next; and it shall be the duty of the secretary of state to furnish the governor with a fair statement thereof; who is required to issue his writs of election to the sheriffs of the senatorial districts in which such vacancies may happen, to have said vacancies filled, at the same time and in the same manner, as is prescribed by the constitution, for the election of representatives.

Mr. Nicholson from the committee on enrolled bills reported that they examined the enrolled bill entitled

An act authorizing the November term of the Adams superior court to be held out of the city of Natchez, and for the removal of prisoners from said city.

And find the same truly enrolled.

A message from the house of representatives by Mr. Vandorn, their clerk.

Mr. President, the house of representatives have disagreed to the amendment by the senate to the bill, entitled

An act making appropriations to certain persons therein named.

And request a conference on the subject, and have appointed Messrs. Watts, Johnson, and Davis, on their part, to act with such committee as may be appointed by the senate on said subject.

The speaker of the house of representatives has signed the bill, entitled

An act authorising the November term of Adams superior court to be held out of the city of Natchez, and for the removal of prisoners from said city, which bill is now presented for the signature of the president of the senate.

And he then withdrew.

The president having signed the said bill, it was delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

Mr. Nicholson from the committee on enrolled bills, reported that they presented to the governor for his approbation, the bill, entitled

An act authorising the November term of Adams superior court to be held out of the city of Natchez, and for the removal of prisoners from said city,

Ordered,

That Mr. Runnells be the committee for the purpose of conferring with the committee appointed by the house of representatives on the subject of amendment and disagreement to the bill, entitled

An act making appropriations to certain persons therein named.

// A message from the governor by Mr. Burns, his private secretary.

Mr. President,

I am directed to inform the senate that the governor did on this day, approve and sign the bill, entitled

An act authorising the November term of Adams superior court to be held out of the city of Natchez, and for the removal of prisoners from the said city,

Mr. Runnells from the joint committee of conference on the subject matter of amendment and disagreement to the bill entitled, an act making appropriations for certain persons therein named, reported, that the committee have conferred freely on the subject, and recommend to the senate to recede from their amendment proposed to said bill.

On motion of Mr. Runnells,

Resolved that the senate disagree to the report of the committee of conference.

Ordered,

That the sect. inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn, their clerk

Mr. President,

The house of representatives request a second conference may be had on the subject matter of amendment and disagreement to the bill, entitled

An act making appropriations to certain persons therein named, and have on their part appointed Messrs. Johnson, Dameron and Jourdan, to act with such committee as may be appointed by the senate.

And then he withdrew,

On motion of Mr. Johnson,

To agree to a second conference it passed in the negative.

Ordered, that the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The house of representatives have adopted a resolution to rescind a former resolution of both houses to adjourn on this day on which resolution they desire the concurrence of senate.

And then he withdrew.

The said resolution sent for concurrence was read, and

On motion of Mr. Dickson,

Resolved, that the further consideration of said resolution be postponed indefinitely.

Ordered, that the secretary inform the house of representatives thereof.

A message from the house of representatives by Mr. Vandorn their clerk,

Mr. President,

The house of representatives have receded from their disagreement to the amendment made by the senate to the bill entitled

An act making appropriations to certain persons therein named.

And he then withdrew.

Mr. Nicholson from the committee on enrolled bills reported that they examined the bill, entitled

An act making appropriations for certain persons therein named, and find the same correctly enrolled.

A message from the house of representatives by Mr. Vandorn their clerk.

Mr. President,

The Speaker of the house of representatives has signed the enrolled bill, entitled

An act making appropriations for certain persons therein named, which is now presented for the signature of the president of the senate.

And he then withdrew.

The President having signed the said bill it was delivered to the committee on enrolled bills, to be laid before the governor for his approbation.

Mr. Nicholson from the committee on enrolled bills reported, that they presented the bill, entitled

An act making appropriations for certain persons therein named, to the governor for his approbation.

On motion of Mr. Johnson,

The following resolution was unanimously adopted.

Resolved unanimously, that the thanks of the senate be given to James Patton, Lieut. Gov. and president of the senate.

ate, for the able, dignified and impartial discharge of the duties of the chair during the present session of the general assembly—conscious of the integrity and the liberality of his views, the members unanimously beg leave to tender to him their best wishes for his safe return to the bosom of his family, and for a long continuance of his welfare and happiness.

To which the president made the following reply—

Gentlemen,

Sensibly impressed with feelings of gratitude for the support which I have experienced in the arduous and important duties to which I have been called; duties on which I entered with diffidence, I cannot take my leave of you without returning you my most sincere thanks.

Rest assured, gentlemen, that I shall always hold in grateful remembrance, the kind indulgence with which you have viewed the errors I may have committed; conscious I have committed none intentionally. I request you to accept my warmest wishes for your happiness and for a speedy and safe return to your respective families.

Mr. Dickson from the joint committee appointed to wait on the governor, to inform him that the general assembly have completed the business before them, and are ready to adjourn sine die, if his excellency has no further communication to make, reported.

That they had performed that duty and received for answer that the executive department has no further communication to make.

A message from the house of representatives by Mr. Van